

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

**An Act To Make Supplemental Appropriations and Allocations  
for the Expenditures of State Government and To Change Certain  
Provisions of the Law Necessary to the Proper Operations of State  
Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas,** certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

**Be it enacted by the People of the State of Maine as follows:**

**PART A**

**Sec. A-1.**

**PART B**

**Sec. B-1. Appropriations and allocations.** There are appropriated and allocated from the various funds for the fiscal years ending June 30, 2008 and June 30, 2009, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Administration - Human Resources 0038**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$5,661	\$4,080
All Other	(\$5,661)	(\$4,080)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0

**Buildings and Grounds Operations 0080**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$23,232	\$20,864
All Other	(\$23,232)	(\$20,864)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0

**Central Fleet Management 0703**

Initiative: RECLASSIFICATIONS

<b>CENTRAL MOTOR POOL</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$13,314	\$12,355
	<hr/>	<hr/>
CENTRAL MOTOR POOL TOTAL	\$13,314	\$12,355

**Financial and Personnel Services - Division of 0713**

Initiative: RECLASSIFICATIONS

<b>FINANCIAL AND PERSONNEL SERVICES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$5,770	\$38,812
All Other	(\$5,770)	(\$38,812)
	<hr/>	<hr/>
FINANCIAL AND PERSONNEL SERVICES FUND TOTAL	\$0	\$0

**Information Services 0155**

Initiative: RECLASSIFICATIONS

<b>OFFICE OF INFORMATION SERVICES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$43,357	\$45,600
	<hr/>	<hr/>
OFFICE OF INFORMATION SERVICES FUND TOTAL	\$43,357	\$45,600

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
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**Revenue Services - Bureau of 0002**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$92,440	\$58,891
All Other	(\$92,440)	(\$58,891)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0

<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>FINANCIAL AND PERSONNEL SERVICES FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OFFICE OF INFORMATION SERVICES FUND</b>	<b>\$43,357</b>	<b>\$45,600</b>
<b>CENTRAL MOTOR POOL</b>	<b>\$13,314</b>	<b>\$12,355</b>
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<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$56,671</b>	<b>\$57,955</b>

**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF**

**Animal Welfare Fund 0946**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$395	\$435
All Other	\$22	\$24
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$417	\$459

**Office of the Commissioner 0401**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$4,759	\$4,212
All Other	(\$4,759)	(\$4,212)

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 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

	\$0	\$0
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**AGRICULTURE, FOOD AND RURAL RESOURCES,  
 DEPARTMENT OF  
 DEPARTMENT TOTALS**

	2007-08	2008-09
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$417</b>	<b>\$459</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$417</b>	<b>\$459</b>

**BAXTER STATE PARK AUTHORITY**

**Baxter State Park Authority 0253**

Initiative: RECLASSIFICATIONS

	2007-08	2008-09
<b>OTHER SPECIAL REVENUE FUNDS</b>		
Personal Services	\$2,504	\$1,995
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$2,504</b>	<b>\$1,995</b>

	2007-08	2008-09
<b>BAXTER STATE PARK AUTHORITY DEPARTMENT TOTALS</b>		
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$2,504</b>	<b>\$1,995</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$2,504</b>	<b>\$1,995</b>

**CONSERVATION, DEPARTMENT OF**

**Forest Policy and Management - Division of 0240**

Initiative: RECLASSIFICATIONS

	2007-08	2008-09
<b>GENERAL FUND</b>		
Personal Services	\$25,409	\$18,238
All Other	(\$25,409)	(\$18,238)

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	\$0	\$0
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**Natural Areas Program 0821**

Initiative: RECLASSIFICATIONS

	2007-08	2008-09
<b>OTHER SPECIAL REVENUE FUNDS</b>		
Personal Services	\$21,871	\$8,038
All Other	\$1,350	\$495
	\$23,221	\$8,533
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	\$23,221	\$8,533

	2007-08	2008-09
<b>CONSERVATION, DEPARTMENT OF DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$23,221</b>	<b>\$8,533</b>
	\$23,221	\$8,533
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$23,221</b>	<b>\$8,533</b>

**CORRECTIONS, DEPARTMENT OF**

**Charleston Correctional Facility 0400**

Initiative: RECLASSIFICATIONS

	2007-08	2008-09
<b>GENERAL FUND</b>		
Personal Services	\$6,010	\$3,593
All Other	(\$6,010)	(\$3,593)
	\$0	\$0
<b>GENERAL FUND TOTAL</b>	\$0	\$0

**Correctional Center 0162**

Initiative: RECLASSIFICATIONS

	2007-08	2008-09
<b>GENERAL FUND</b>		
Personal Services	\$9,967	\$8,289

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All Other	(\$9,967)	(\$8,289)
GENERAL FUND TOTAL	\$0	\$0

**Mountain View Youth Development Center 0857**

Initiative: RECLASSIFICATIONS

GENERAL FUND	2007-08	2008-09
Personal Services	\$4,492	\$4,361
All Other	(\$4,492)	(\$4,361)
GENERAL FUND TOTAL	\$0	\$0

**State Prison 0144**

Initiative: RECLASSIFICATIONS

GENERAL FUND	2007-08	2008-09
Personal Services	\$5,185	\$12,408
All Other	(\$5,185)	(\$12,408)
GENERAL FUND TOTAL	\$0	\$0

CORRECTIONS, DEPARTMENT OF DEPARTMENT TOTALS	2007-08	2008-09
GENERAL FUND	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0

**DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF**

**Administration - Maine Emergency Management Agency 0214**

Initiative: RECLASSIFICATIONS

GENERAL FUND	2007-08	2008-09
Personal Services	\$1,182	\$1,448

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	\$1,182	\$1,448
GENERAL FUND TOTAL		
<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$3,542	\$4,329
FEDERAL EXPENDITURES FUND TOTAL	\$3,542	\$4,329

**Military Training and Operations 0108**

Initiative: RECLASSIFICATIONS

	(\$1,182)	(\$1,448)
GENERAL FUND		
Personal Services	(\$1,182)	(\$1,448)
GENERAL FUND TOTAL	(\$1,182)	(\$1,448)

	\$2,211	\$1,352
FEDERAL EXPENDITURES FUND		
Personal Services	\$2,211	\$1,352
FEDERAL EXPENDITURES FUND TOTAL	\$2,211	\$1,352

	\$72	\$43
OTHER SPECIAL REVENUE FUNDS		
Personal Services	\$72	\$43
OTHER SPECIAL REVENUE FUNDS TOTAL	\$72	\$43

	\$0	\$0
<b>DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
GENERAL FUND	\$0	\$0
FEDERAL EXPENDITURES FUND	\$5,753	\$5,681
OTHER SPECIAL REVENUE FUNDS	\$72	\$43
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$5,825</b>	<b>\$5,724</b>

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**

**Business Development 0585**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$8,617	\$12,323
All Other	(\$8,617)	(\$12,323)
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GENERAL FUND TOTAL	\$0	\$0

<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
	<hr/>	<hr/>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**EDUCATION, DEPARTMENT OF**

**Learning Systems 0839**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,185	\$5,505
All Other	(\$6,185)	(\$5,505)
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FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$10,544	\$5,243
All Other	(\$10,544)	(\$5,243)
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

**Learning Through Technology Z029**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$3,364	\$3,119
All Other	(\$3,364)	(\$3,119)
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GENERAL FUND TOTAL	\$0	\$0

**Support Systems 0837**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$4,888	\$5,785
All Other	(\$4,888)	(\$5,785)
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GENERAL FUND TOTAL	\$0	\$0

<b>EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$0</b>
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<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

**Administration - Environmental Protection 0251**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,025	\$5,740
All Other	\$125	\$120
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$6,150	\$5,860
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**Air Quality 0250**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$13,233	\$7,303
All Other	(\$13,233)	(\$7,303)
GENERAL FUND TOTAL	\$0	\$0

**Land and Water Quality 0248**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$9,316	\$7,303
All Other	(\$9,316)	(\$7,303)
GENERAL FUND TOTAL	\$0	\$0

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$11,755	\$12,033
All Other	\$247	\$253
OTHER SPECIAL REVENUE FUNDS TOTAL	\$12,002	\$12,286

**Maine Environmental Protection Fund 0421**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$25,079	\$24,025
All Other	\$527	\$505
OTHER SPECIAL REVENUE FUNDS TOTAL	\$25,606	\$24,530

**Performance Partnership Grant 0851**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$70,078	\$63,310
All Other	\$1,472	\$1,329
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<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$71,550</b>	<b>\$64,639</b>

**Remediation and Waste Management 0247**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$13,560	\$11,812
All Other	\$282	\$245
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<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$13,842</b>	<b>\$12,057</b>

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$181,142	\$123,303
All Other	\$3,798	\$2,584
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<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$184,940</b>	<b>\$125,887</b>

<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$85,392</b>	<b>\$76,696</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$228,698</b>	<b>\$168,563</b>
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<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$314,090</b>	<b>\$245,259</b>

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)**

**Driver Education and Evaluation Program - Substance Abuse 0700**

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$9,266	\$5,803
All Other	(\$9,266)	(\$5,803)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0

<b>HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)</b>		
<b>DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
	<hr/>	<hr/>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

**Bureau of Child and Family Services - Central 0307**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$9,203	\$5,740
All Other	(\$9,203)	(\$5,740)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$4,165	\$5,618
All Other	\$257	\$348
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FEDERAL EXPENDITURES FUND TOTAL	\$4,422	\$5,966

**Bureau of Child and Family Services - Regional 0452**

Initiative: RECLASSIFICATIONS

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
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<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$81,757	\$44,914
All Other	(\$81,757)	(\$44,914)
GENERAL FUND TOTAL	\$0	\$0

**Bureau of Medical Services 0129**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$10,693	\$6,983
All Other	\$418	\$273
FEDERAL EXPENDITURES FUND TOTAL	\$11,111	\$7,256

**Child Support 0100**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$0	\$2,105
All Other	\$0	(\$2,105)
GENERAL FUND TOTAL	\$0	\$0

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$13,169	\$4,210
All Other	\$515	\$164
FEDERAL EXPENDITURES FUND TOTAL	\$13,684	\$4,374

**Child Welfare Services 0139**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$3,278	\$1,912
All Other	(\$3,278)	(\$1,912)

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	\$0	\$0
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**Disability Determination - Division of 0208**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,881	\$4,862
All Other	\$269	\$190
	\$7,150	\$5,052
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$7,150</b>	<b>\$5,052</b>

**FHM - Service Center 0957**

Initiative: RECLASSIFICATIONS

<b>FUND FOR A HEALTHY MAINE</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$22,176	\$12,470
All Other	\$203	\$114
	\$22,379	\$12,584
<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<b>\$22,379</b>	<b>\$12,584</b>

**Health - Bureau of 0143**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$3,242	\$2,900
All Other	(\$3,242)	(\$2,900)
	\$0	\$0
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$5,992	\$6,049
	\$5,992	\$6,049
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$5,992</b>	<b>\$6,049</b>

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<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$9,203	\$5,740
All Other	\$359	\$224
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<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$9,562</b>	<b>\$5,964</b>

**Office of Elder Services Central Office 0140**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,359	\$2,869
All Other	(\$6,359)	(\$2,869)
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<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$33,848	\$29,385
All Other	\$328	\$284
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<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$34,176</b>	<b>\$29,669</b>

**Office of Integrated Access and Support - Central Office Z020**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$8,501	\$8,262
All Other	(\$8,501)	(\$8,262)
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<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$8,588	\$5,788
All Other	\$335	\$226
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<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$8,923</b>	<b>\$6,014</b>

**Office of Licensing and Regulatory Services Z036**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$18,190	\$10,647
All Other	(\$18,190)	(\$10,647)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0
<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,020	\$5,334
All Other	\$235	\$217
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	\$6,255	\$5,551
<b>FEDERAL BLOCK GRANT FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$45,107	\$29,081
All Other	\$1,761	\$1,136
	<hr/>	<hr/>
FEDERAL BLOCK GRANT FUND TOTAL	\$46,868	\$30,217

**Office of Management and Budget 0142**

Initiative: RECLASSIFICATIONS

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,432	\$5,479
All Other	(\$6,432)	(\$5,479)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$0

**OMB Division of Regional Business Operations 0196**

Initiative: RECLASSIFICATIONS

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$9,266	\$5,803
All Other	(\$9,266)	(\$5,803)
	<hr/>	<hr/>
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$85,463	\$56,418
All Other	\$3,337	\$2,203
	<hr/>	<hr/>
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$88,800</b>	<b>\$58,621</b>

**Special Children's Services 0204**

Initiative: RECLASSIFICATIONS

<b>FEDERAL BLOCK GRANT FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$2,116	\$4,187
All Other	\$83	\$164
	<hr/>	<hr/>
<b>FEDERAL BLOCK GRANT FUND TOTAL</b>	<b>\$2,199</b>	<b>\$4,351</b>

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF  
 (FORMERLY DHS)  
 DEPARTMENT TOTALS**

	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$82,790</b>	<b>\$63,917</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$22,379</b>	<b>\$12,584</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$107,285</b>	<b>\$70,599</b>
<b>FEDERAL BLOCK GRANT FUND</b>	<b>\$49,067</b>	<b>\$34,568</b>
	<hr/>	<hr/>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$261,521</b>	<b>\$181,668</b>

**HEALTH DATA ORGANIZATION, MAINE**

**Maine Health Data Organization 0848**

Initiative: RECLASSIFICATIONS

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$9,026	\$8,832
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$9,026</b>	<b>\$8,832</b>

<b>HEALTH DATA ORGANIZATION, MAINE DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$9,026</b>	<b>\$8,832</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$9,026</b>	<b>\$8,832</b>

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Public Information and Education, Division of 0729**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$11,952	\$11,525
All Other	\$1,300	\$1,300
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$13,252</b>	<b>\$12,825</b>

<b>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$13,252</b>	<b>\$12,825</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$13,252</b>	<b>\$12,825</b>

**LABOR, DEPARTMENT OF**

**Employment Security Services 0245**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
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HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

Personal Services	\$33,689	\$21,650
All Other	\$2,700	\$2,700
FEDERAL EXPENDITURES FUND TOTAL	\$36,389	\$24,350

**Employment Services Activity 0852**

Initiative: RECLASSIFICATIONS

FEDERAL EXPENDITURES FUND	2007-08	2008-09
Personal Services	\$9,178	\$5,783
All Other	\$772	\$772
FEDERAL EXPENDITURES FUND TOTAL	\$9,950	\$6,555

**Rehabilitation Services 0799**

Initiative: RECLASSIFICATIONS

FEDERAL EXPENDITURES FUND	2007-08	2008-09
Personal Services	\$14,664	\$16,090
FEDERAL EXPENDITURES FUND TOTAL	\$14,664	\$16,090

**Safety Education and Training Programs 0161**

Initiative: RECLASSIFICATIONS

OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
Personal Services	\$13,911	\$12,284
OTHER SPECIAL REVENUE FUNDS TOTAL	\$13,911	\$12,284

LABOR, DEPARTMENT OF DEPARTMENT TOTALS	2007-08	2008-09
FEDERAL EXPENDITURES FUND	\$61,003	\$46,995
OTHER SPECIAL REVENUE FUNDS	\$13,911	\$12,284

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$74,914</b>	<b>\$59,279</b>
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**MARINE RESOURCES, DEPARTMENT OF**

**Bureau of Resource Management 0027**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$17,826	\$7,867
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	\$17,826	\$7,867

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$2,531	\$873
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,531	\$873

**Sea Run Fisheries and Habitat Z049**

Initiative: RECLASSIFICATIONS

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$6,483	\$8,223
All Other	(\$6,483)	(\$8,223)
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$2,216	\$3,604
All Other	(\$2,216)	(\$3,604)
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

**MARINE RESOURCES, DEPARTMENT OF**

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$17,826</b>	<b>\$7,867</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$2,531</b>	<b>\$873</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$20,357</b>	<b>\$8,740</b>

**PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF**

**Bureau of Consumer Credit Protection 0091**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$14,903	\$5,802
All Other	(\$14,903)	(\$5,802)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**Licensing and Enforcement 0352**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$10,298	\$4,224
All Other	(\$10,298)	(\$4,224)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**Licensure in Medicine - Board of 0376**

Initiative: RECLASSIFICATIONS

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$10,601	\$10,991
All Other	(\$10,601)	(\$10,991)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**PROFESSIONAL AND FINANCIAL REGULATION,  
 DEPARTMENT OF  
 DEPARTMENT TOTALS**

	<b>2007-08</b>	<b>2008-09</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**PUBLIC SAFETY, DEPARTMENT OF**

**Administration - Public Safety 0088**

Initiative: RECLASSIFICATIONS

	<b>2007-08</b>	<b>2008-09</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>		
Personal Services	\$7,949	\$8,021
All Other	(\$7,949)	(\$8,021)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**Liquor Enforcement 0293**

Initiative: RECLASSIFICATIONS

	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>		
Personal Services	\$33,044	\$25,789
All Other	(\$33,044)	(\$25,789)
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**State Police 0291**

Initiative: RECLASSIFICATIONS

	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>		
Personal Services	\$4,271	\$3,040
All Other	(\$4,271)	(\$3,040)
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**PUBLIC SAFETY, DEPARTMENT OF  
 DEPARTMENT TOTALS**

	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$0</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**WORKERS' COMPENSATION BOARD**

**Administration - Workers' Compensation Board 0183**

Initiative: RECLASSIFICATIONS

	<b>2007-08</b>	<b>2008-09</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>		
Personal Services	\$53,128	\$32,540
<hr/>		
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$53,128</b>	<b>\$32,540</b>

	<b>2007-08</b>	<b>2008-09</b>
<b>WORKERS' COMPENSATION BOARD DEPARTMENT TOTALS</b>		
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$53,128</b>	<b>\$32,540</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$53,128</b>	<b>\$32,540</b>

	<b>2007-08</b>	<b>2008-09</b>
<b>SECTION TOTALS</b>		
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$252,764</b>	<b>\$201,156</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$22,379</b>	<b>\$12,584</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$454,045</b>	<b>\$317,546</b>
<b>FEDERAL BLOCK GRANT FUND</b>	<b>\$49,067</b>	<b>\$34,568</b>
<b>FINANCIAL AND PERSONNEL SERVICES FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OFFICE OF INFORMATION SERVICES FUND</b>	<b>\$43,357</b>	<b>\$45,600</b>
<b>CENTRAL MOTOR POOL</b>	<b>\$13,314</b>	<b>\$12,355</b>
<hr/>		
<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$834,926</b>	<b>\$623,809</b>

**PART C**

**Sec. C-1. 20-A MRSA §15675, sub-§1, ¶A,** as enacted by PL 2003, c. 504, Pt. A, §6, is amended to read:

A. For a school administrative unit with 15 or fewer limited English proficiency students, the unit receives an additional weight of .50.70 per student;

**Sec. C-2. 20-A MRSA §15675, sub-§1, ¶B,** as amended by PL 2005, c. 12, Pt. UU, §2 and affected by §§12 and 13 and Pt. WW, §18, is further amended to read:

B. For a school administrative unit with more than 15 and fewer than 251 limited English proficiency students, the unit receives an additional weight of .30.50 per student;

**Sec. C-3. 20-A MRSA §15675, sub-§2,** as enacted by PL 2003, c. 504, Pt. A, §6, is amended to read:

**2. Economically disadvantaged students.** For each economically disadvantaged student, a school administrative unit receives an additional weight of .15.10. The number of economically disadvantaged students for each unit is determined by multiplying the number of resident pupils in the most recent calendar year by the most recent available elementary free or reduced-price meals percentage. The elementary free or reduced-price meals percentage may be applied to determine the number of economically disadvantaged students in the unit's secondary grades.

**Sec. C-4. 20-A MRSA §15689, sub-§1, ¶B,** as amended by PL 2007, c. 240, Pt. C, §3, is further amended to read:

B. The school administrative unit's special education costs as calculated pursuant to section 15681-A, subsection 2 multiplied by the following transition percentages:

(1) In fiscal year 2005-06, 84%;

(2) In fiscal year 2006-07, 84%;

(3) In fiscal year 2007-08, 84%; and

(4) In fiscal year 2008-09 and succeeding years, ~~100%~~84%.

**Sec. C-5. 20-A MRSA §15905, sub-§1, ¶A,** as amended by PL 2005, c. 519, Pt. J, §3, is further amended to read:

A. The state board may approve projects as long as no project approval will cause debt service costs, as defined in section 15672, subsection 2-A, paragraph A, to exceed the maximum limits specified in Table 1 in subsequent fiscal years.

Table 1

Fiscal year

Maximum Debt Service Limit

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

1990	\$ 48,000,000
1991	\$ 57,000,000
1992	\$ 65,000,000
1993	\$ 67,000,000
1994	\$ 67,000,000
1995	\$ 67,000,000
1996	\$ 67,000,000
1997	\$ 67,000,000
1998	\$ 67,000,000
1999	\$ 69,000,000
2000	\$ 72,000,000
2001	\$ 74,000,000
2002	\$ 74,000,000
2003	\$ 80,000,000
2004	\$ 80,000,000
2005	\$ 84,000,000
2006	\$ 90,000,000
2007	\$ 96,000,000
2008	\$100,000,000
2009	\$104,000,000
2010	\$108,000,000
2011	\$126,000,000
<u>2012</u>	<u>\$126,000,000</u>
<u>2013</u>	<u>\$126,000,000</u>

**Sec. C-6. Mill expectation.** The mill expectation pursuant to the Maine Revised Statutes, Title 20-A, section 15671-A for fiscal year 2008-09 is 6.54.

**Sec. C-7. Total cost of funding public education from kindergarten to grade 12.** The total cost of funding public education from kindergarten to grade 12 for fiscal year 2008-09 is as follows:

	<b>2008-09 TOTAL</b>
<b>Total Operating Allocation</b>	
Total operating allocation pursuant to the Maine Revised Statutes, Title 20-A, section 15683	\$1,305,415,057
Total other subsidizable costs pursuant to the Maine Revised Statutes, Title 20-A, section 15681-A	\$371,996,906
<b>Total Operating Allocation</b>	<hr/>
Total operating allocation pursuant to the Maine Revised Statutes, Title 20-A, section 15683 and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$1,677,411,963

**Total Debt Service Allocation**

Total debt service allocation pursuant to the Maine Revised Statutes, Title 20-A, section 15683-A	\$96,171,433
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**Total Adjustments and Miscellaneous Costs**

Total adjustments and miscellaneous costs pursuant to the Maine Revised Statutes, Title 20-A, sections 15689 and 15689-A	\$76,506,478
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**Total Cost of Funding Public Education from Kindergarten to Grade 12**

Total cost of funding public education from kindergarten to grade 12 for fiscal year 2008-09 pursuant to the Maine Revised Statutes, Title 20-A, chapter 606-B	\$1,850,089,874
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**Sec. C-8. Local and state contributions to total cost of funding public education from kindergarten to grade 12.** The local contribution and the state contribution appropriation provided for general purpose aid for local schools for the fiscal year beginning July 1, 2008 and ending June 30, 2009 is calculated as follows:

	2008-09 LOCAL	2008-09 STATE
<b>Local and State Contributions to the Total Cost of Funding Public Education from Kindergarten to Grade 12</b>		
Local and state contributions to the total cost of funding public education from kindergarten to grade 12 pursuant to the Maine Revised Statutes, Title 20-A, section 15683	\$832,540,444	\$1,017,549,430

**Sec. C-9. Limit of State's obligation.** If the State's continued obligation for any individual component contained in sections 7 and 8 of this Part exceeds the level of funding provided for that component, any unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual component. Any unexpended balances from sections 7 and 8 of this Part may not lapse but must be carried forward for the same purpose.

**Sec. C-10. Authorization of payments.** Sections 1 to 8 of this Part may not be construed to require the State to provide payments that exceed the appropriation of funds for general purpose aid for local schools for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

**PART D**

**Sec. D-1. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Administration - Human Resources 0038**

Initiative: Eliminates one Personnel Assistant position. The merger of the Office of Employee Relations with the Bureau of Human Resources on July 1, 2007 has revealed additional opportunities for efficiency resulting in the elimination of the position as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$59,161)
		<hr/>
GENERAL FUND TOTAL	\$0	(\$59,161)

**Budget - Bureau of the 0055**

Initiative: Eliminates one Budget Analyst position that is currently vacant, eliminates one Budget Examiner position and creates one Senior Budget Analyst position as part of the reorganization of the Bureau of the Budget to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$54,329)
		<hr/>
GENERAL FUND TOTAL	\$0	(\$54,329)

**Buildings and Grounds Operations 0080**

Initiative: Reduces funding for heating fuel and electricity from savings achieved through the leasing of the Stone Building on the East Campus as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$300,000)
		<hr/>
GENERAL FUND TOTAL	\$0	(\$300,000)

**Buildings and Grounds Operations 0080**

Initiative: Eliminates one Institutional Custodial Worker I position and reclassifies 2 Institutional Custodial Worker I positions to 2 Building Custodian positions as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$19,538)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	(\$19,538)

**Central Services - Purchases 0004**

Initiative: Eliminates one Media/Graphics Supervisor position and one Photographer I position and reduces All Other funds. This eliminates the audio visual operation within the Central Services - Purchases program in the Bureau of General Services. This operation is currently subsidized by other central services operations. If eliminated, the subsidy would no longer be necessary and rates for central services could be reduced. The savings in central services to the General Fund is reflected in a separate statewide initiative in this Part to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>POSTAL, PRINTING AND SUPPLY FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(2.000)
Personal Services	\$0	(\$124,976)
All Other	\$0	(\$50,733)
	<hr/>	<hr/>
POSTAL, PRINTING AND SUPPLY FUND TOTAL	\$0	(\$175,709)

**Central Services - Purchases 0004**

Initiative: Eliminates one vacant Accounting Associate I position and reduces All Other funds in the Postal, Printing and Supply Fund as part of the consolidation of the printing and postal activities currently carried out in both the Bureau of General Services and the Office of Information Technology. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>POSTAL, PRINTING AND SUPPLY FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$57,655)
All Other	\$0	(\$140,342)

POSTAL, PRINTING AND SUPPLY FUND TOTAL	\$0	(\$197,997)
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**Central Services - Purchases 0004**

Initiative: Transfers one Central Services Supervisor position, one Central Services Manager position, one Inventory and Property Associate I position and 7 Office Assistant II positions from the Central Services - Purchases program to the Information Services program as part of the consolidation of the printing functions from central printing to the Office of Information Technology. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

POSTAL, PRINTING AND SUPPLY FUND	2007-08	2008-09
POSITIONS - LEGISLATIVE COUNT	0.000	(10.000)
Personal Services	\$0	(\$528,590)
POSTAL, PRINTING AND SUPPLY FUND TOTAL	\$0	(\$528,590)

**Central Services - Purchases 0004**

Initiative: Transfers one Office Specialist I Supervisor position, one Office Associate II position and one Office Associate I position from the Information Services program to the Central Services - Purchases program in the Bureau of General Services as part of the consolidation of the postal services operations in the Bureau of General Services. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

POSTAL, PRINTING AND SUPPLY FUND	2007-08	2008-09
POSITIONS - LEGISLATIVE COUNT	3.000	3.000
Personal Services	\$84,904	\$172,254
POSTAL, PRINTING AND SUPPLY FUND TOTAL	\$84,904	\$172,254

**Departments and Agencies - Statewide 0016**

Initiative: Provides funding to offset the deappropriation made in Public Law 2007, chapter 240, Part QQQ, section 9 to the statewide account regarding savings through the initiative to streamline State Government. Savings are achieved in this Part.

GENERAL FUND	2007-08	2008-09
Unallocated	\$0	\$10,100,000

	\$0	\$10,100,000
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**Departments and Agencies - Statewide 0016**

Initiative: Reduces funding to reflect savings to the State for the cost of property insurance and vehicle liability insurance through negotiated plan savings and adjustments in coverage as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

GENERAL FUND	2007-08	2008-09
All Other	(\$168,000)	(\$168,000)
GENERAL FUND TOTAL	(\$168,000)	(\$168,000)

**Departments and Agencies - Statewide 0016**

Initiative: Reduces funding through the elimination of desktop telephones for those employees who are currently assigned cellular telephones and do not need desktop telephones for their offices as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

GENERAL FUND	2007-08	2008-09
All Other	\$0	(\$27,360)
GENERAL FUND TOTAL	\$0	(\$27,360)

**Departments and Agencies - Statewide 0016**

Initiative: Reduces funding from a realignment of training dollars for information technology to focus training in critical skills for the delivery of information technology and through a reduction in nonessential training in the Information Services program as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

GENERAL FUND	2007-08	2008-09
All Other	\$0	(\$104,500)
GENERAL FUND TOTAL	\$0	(\$104,500)

**Departments and Agencies - Statewide 0016**

Initiative: Reduces funding from a reduction in the rates for the Central Services - Purchases program associated with the elimination of 2 Audio Visual Operation positions that were subsidized by the Postal, Printing and Supply Fund. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$40,644)
GENERAL FUND TOTAL	\$0	(\$40,644)

**Departments and Agencies - Statewide 0016**

Initiative: Reduces funding through the consolidation of printing and postal activities as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$75,816)
GENERAL FUND TOTAL	\$0	(\$75,816)

**Employee Relations - Office of 0244**

Initiative: Reduces funding for office rental. Staff in the Office of Employee Relations currently in leased space will be located with staff of the Bureau of Human Resources within the Burton M. Cross Building, resulting in savings as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$39,062)
GENERAL FUND TOTAL	\$0	(\$39,062)

**Executive Branch Departments and Independent Agencies - Statewide 0017**

Initiative: Reduces funding to reflect savings to the State from executive branch departments and independent agencies statewide from the elimination of contracts for broadcast sponsorships and advertising as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$30,000)
GENERAL FUND TOTAL	\$0	(\$30,000)

**Executive Branch Departments and Independent Agencies - Statewide 0017**

Initiative: Reduces funding to departments and agencies statewide for costly newspaper advertisements for state employment opportunities and requires all employment opportunities to be posted on the Internet unless the vacancy is in a specialized position and approval for newspaper advertisement is granted by the Bureau of Human Resources as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$200,000)
GENERAL FUND TOTAL	\$0	(\$200,000)

**Information Services 0155**

Initiative: Transfers one Central Services Supervisor position, one Central Services Manager position, one Inventory and Property Associate I position and 7 Office Assistant II positions from the Central Services - Purchases program to the Information Services program as part of the consolidation of the printing functions from central printing to the Office of Information Technology. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>OFFICE OF INFORMATION SERVICES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	10.000
Personal Services	\$0	\$528,590
OFFICE OF INFORMATION SERVICES FUND TOTAL	\$0	\$528,590

**Information Services 0155**

Initiative: Transfers one Office Specialist I Supervisor position, one Office Associate II position and one Office Associate I position from the Information Services program to the Central Services - Purchases program in the Bureau of General Services as part of the consolidation of the postal services operations in the Bureau of General Services. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>OFFICE OF INFORMATION SERVICES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	(3,000)	(3,000)
Personal Services	(\$84,904)	(\$172,254)
OFFICE OF INFORMATION SERVICES FUND TOTAL	(\$84,904)	(\$172,254)

**Lottery Operations 0023**

Initiative: Reduces funding in general operating expenditures. This reduction will result in a net increase to General Fund undedicated revenue of \$300,000 in fiscal year 2007-08 and \$600,000 in fiscal year 2008-09. The standardization of commissions to retail agents for instant ticket sales in the State would decrease the cost of goods sold and also result in an additional \$1,000,000 in General Fund undedicated revenue in fiscal year 2008-09 as part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>STATE LOTTERY FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	(\$300,000)	(\$600,000)
STATE LOTTERY FUND TOTAL	(\$300,000)	(\$600,000)

**State Controller - Office of the 0056**

Initiative: Reduces funding through the streamlining of the State's payroll processing by requiring direct deposit of paychecks and eliminating the paper copy that is currently mailed or hand delivered. Employees will be able to access their pay records online via the Maine State - Time and Attendance Management System. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$25,000)
GENERAL FUND TOTAL	\$0	(\$25,000)

**State Controller - Office of the 0056**

Initiative: Reduces funding in technology from a transfer of the cash receipts functions to the State's new accounting system, AdvantageME, and from the elimination of the training environment and reduction in the testing environment supported by the Office of Information Technology for the Treasurer's Automated

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

Management Information System (TAMI). The support functions for TAMI were paid for in part by the Office of the State Controller. This is part of the initiative to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	(\$20,000)	(\$25,500)
	<hr/>	<hr/>
GENERAL FUND TOTAL	(\$20,000)	(\$25,500)

<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
GENERAL FUND	(\$188,000)	\$8,931,090
POSTAL, PRINTING AND SUPPLY FUND	\$84,904	(\$730,042)
OFFICE OF INFORMATION SERVICES FUND	(\$84,904)	\$356,336
STATE LOTTERY FUND	(\$300,000)	(\$600,000)
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	(\$488,000)	\$7,957,384

**CONSERVATION, DEPARTMENT OF**

**Division of Forest Protection 0232**

Initiative: Reduces funding by pooling aircraft resources and coordinating dual missions, allowing a reduction to contracts with outside vendors for fire detection and savings on maintenance and fuel costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$57,526)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	(\$57,526)

<b>CONSERVATION, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
GENERAL FUND	\$0	(\$57,526)
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$57,526)

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**

**Business Development 0585**

Initiative: Eliminates the funding in fiscal year 2008-09 for one Development Director position in the Office of Business Development program and reduces All Other funding as a result of efficiencies in the Maine Small Business Commission - DECD program in order to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$0	(\$105,156)
GENERAL FUND TOTAL	\$0	(\$105,156)

**Maine Small Business and Entrepreneurship Commission 0675**

Initiative: Eliminates the funding in fiscal year 2008-09 for one Development Director position in the Office of Business Development program and reduces All Other funding as a result of efficiencies in the Maine Small Business Commission - DECD program in order to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$50,000)
GENERAL FUND TOTAL	\$0	(\$50,000)

<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$155,156)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$155,156)</b>

**EDUCATION, DEPARTMENT OF**

**Education in Unorganized Territory 0220**

Initiative: Eliminates funding for the Benedicta School including 2 Teacher positions, one part-time seasonal Office Assistant II position and one part-time Principal position to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(2.500)
POSITIONS - FTE COUNT	0.000	(0.404)
Personal Services	\$0	(\$205,015)
All Other	\$0	(\$94,985)
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GENERAL FUND TOTAL	\$0	(\$300,000)

**Leadership 0836**

Initiative: Eliminates funding for dues to the Education Commission of the States to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$60,500)
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GENERAL FUND TOTAL	\$0	(\$60,500)

<b>EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$360,500)</b>
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<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$360,500)</b>

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

**Administration - Environmental Protection 0251**

Initiative: Transfers 50% of one Public Service Manager II position from the Air Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds. Transfers 50% of one Public Service Manager II position and 50% of one Environmental Specialist III position from the Land and Water Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds and transfers technology funds from the Maine Environmental Protection Fund program, Other Special Revenue Funds to the Administration -

Environmental Protection program, Other Special Revenue Funds to continue centralizing information technology costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	\$145,294
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$145,294

**Air Quality 0250**

Initiative: Transfers 50% of one Public Service Manager II position from the Air Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds. Transfers 50% of one Public Service Manager II position and 50% of one Environmental Specialist III position from the Land and Water Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds and transfers technology funds from the Maine Environmental Protection Fund program, Other Special Revenue Funds to the Administration - Environmental Protection program, Other Special Revenue Funds to continue centralizing information technology costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$0	(\$51,966)
GENERAL FUND TOTAL	\$0	(\$51,966)

**Land and Water Quality 0248**

Initiative: Transfers 50% of one Public Service Manager II position from the Air Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds. Transfers 50% of one Public Service Manager II position and 50% of one Environmental Specialist III position from the Land and Water Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds and transfers technology funds from the Maine Environmental Protection Fund program, Other Special Revenue Funds to the Administration - Environmental Protection program, Other Special Revenue Funds to continue centralizing information technology costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$89,233)

	\$0	(\$89,233)
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**Maine Environmental Protection Fund 0421**

Initiative: Transfers 50% of one Public Service Manager II position from the Air Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds. Transfers 50% of one Public Service Manager II position and 50% of one Environmental Specialist III position from the Land and Water Quality program, General Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds and transfers technology funds from the Maine Environmental Protection Fund program, Other Special Revenue Funds to the Administration - Environmental Protection program, Other Special Revenue Funds to continue centralizing information technology costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$141,199
All Other	\$0	(\$141,199)
	\$0	\$0
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$0</b>

<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$141,199)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$145,294</b>
	<b>\$0</b>	<b>\$4,095</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$4,095</b>

**EXECUTIVE DEPARTMENT**

**Planning Office 0082**

Initiative: Eliminates one Planner II position from the land use team in order to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$72,106)

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

	\$0	(\$72,106)
<b>GENERAL FUND TOTAL</b>		
 <b>EXECUTIVE DEPARTMENT</b>		
<b>DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
 <b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$72,106)</b>
	<b>\$0</b>	<b>(\$72,106)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>		

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)**

**Mental Health Services - Child Medicaid 0731**

Initiative: Reduces funding by streamlining the case management services provided to any one child and family to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. The corresponding federal funding decrease is reflected in the Medical Care - Payments to Providers program.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$487,950)
	\$0	(\$487,950)
<b>GENERAL FUND TOTAL</b>		

**Mental Health Services - Children 0136**

Initiative: Appropriates funds to partially offset the reduction in MaineCare funding resulting from reducing the number of children placed in congregate care settings to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	\$278,000
	\$0	\$278,000
<b>GENERAL FUND TOTAL</b>		

**Mental Health Services - Community Medicaid 0732**

Initiative: Reduces funding by consolidating the provision of community integration services for adults with mental illness to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. This proposal will require the department to pursue a federal waiver from the Centers for Medicare and Medicaid Services. The corresponding federal funding decrease is reflected in the Medical Care - Payments to Providers program.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$146,100)
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GENERAL FUND TOTAL	\$0	(\$146,100)
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$39,810)
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$39,810)

**Mental Retardation Services - Community 0122**

Initiative: Adjusts funding by redirecting a portion of the funding for sheltered workshop services included in the Mental Retardation Services - Community program to the new Mental Retardation Waiver - Supports program, providing seed funds to draw federal match and resulting in net General Fund savings of \$400,000 to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. The corresponding federal funding increase is reflected in the Medical Care - Payments to Providers program.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$500,000)
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GENERAL FUND TOTAL	\$0	(\$500,000)

**Mental Retardation Waiver - Supports Z006**

Initiative: Adjusts funding by redirecting a portion of the funding for sheltered workshop services included in the Mental Retardation Services - Community program to the new Mental Retardation Waiver - Supports program, providing seed funds to draw federal match and resulting in net General Fund savings of \$400,000 to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. The corresponding federal funding increase is reflected in the Medical Care - Payments to Providers program.

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	\$300,000
GENERAL FUND TOTAL	\$0	\$300,000

<b>HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)</b>		
<b>DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$556,050)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>(\$39,810)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$595,860)</b>

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

**Bureau of Medical Services 0129**

Initiative: Reduces funding by eliminating contracted services for surveying hospitals to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$16,078)
GENERAL FUND TOTAL	\$0	(\$16,078)

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$16,078)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$16,078)

**Medical Care - Payments to Providers 0147**

Initiative: Reduces funding by prorating monthly reimbursement payments for assertive community treatment (ACT) and some targeted case management (TCM) services to be consistent with utilization of the services to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$200,000)

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
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 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

	\$0	(\$200,000)
GENERAL FUND TOTAL		
<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$344,960)
	\$0	(\$344,960)
FEDERAL EXPENDITURES FUND TOTAL		

**Medical Care - Payments to Providers 0147**

Initiative: Reduces funding by changing the assessment requirement for individuals eligible for services under MaineCare's Katie Beckett option from an annual assessment to an assessment every 3 years to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

	\$0	(\$42,000)
GENERAL FUND		
All Other	\$0	(\$42,000)
	\$0	(\$42,000)
GENERAL FUND TOTAL		
<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$72,442)
	\$0	(\$72,442)
FEDERAL EXPENDITURES FUND TOTAL		

**Medical Care - Payments to Providers 0147**

Initiative: Adjusts funding by reducing the number of children placed in congregate care settings to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

	\$0	(\$1,520,035)
GENERAL FUND		
All Other	\$0	(\$1,520,035)
	\$0	(\$1,520,035)
GENERAL FUND TOTAL		
<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$2,959,751)
	\$0	(\$2,959,751)
FEDERAL EXPENDITURES FUND TOTAL		

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

	\$0	(\$2,959,751)
<b>FEDERAL EXPENDITURES FUND TOTAL</b>		
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$195,966)
	\$0	(\$195,966)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>		

**Medical Care - Payments to Providers 0147**

Initiative: Reduces funding by unbundling the cost of clinical services from therapeutic foster care rates and by the issuance of a request for proposals for therapeutic foster care for fiscal year 2008-09 and every 3 years thereafter to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

	\$0	(\$1,776,179)
<b>GENERAL FUND</b>		
All Other	\$0	(\$1,776,179)
	\$0	(\$1,776,179)
<b>GENERAL FUND TOTAL</b>		

	\$0	(\$3,591,744)
<b>FEDERAL EXPENDITURES FUND</b>		
All Other	\$0	(\$3,591,744)
	\$0	(\$3,591,744)
<b>FEDERAL EXPENDITURES FUND TOTAL</b>		

	\$0	(\$306,238)
<b>OTHER SPECIAL REVENUE FUNDS</b>		
All Other	\$0	(\$306,238)
	\$0	(\$306,238)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>		

**Medical Care - Payments to Providers 0147**

Initiative: Reduces funding by consolidating the provision of community integration services for adults with mental illness to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. This proposal will require the department to pursue a federal waiver from the Centers for Medicare and Medicaid Services. The corresponding state funding decrease is reflected in the Mental Health Services - Community Medicaid program.

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$320,657)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$320,657)

**Medical Care - Payments to Providers 0147**

Initiative: Adjusts funding by redirecting a portion of the funding for sheltered workshop services to the new Supports Waiver, providing seed funds to draw federal match and resulting in net General Fund savings of \$200,000 in fiscal year 2008-09 and \$400,000 per year in subsequent fiscal years to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. The corresponding General Fund adjustments are reflected in the Mental Retardation Waiver - Supports and Mental Retardation Services - Community programs.

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	\$517,439
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$517,439

**Medical Care - Payments to Providers 0147**

Initiative: Reduces funding by streamlining the case management services provided to any one child and family to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. The corresponding state funding decrease is reflected in the Mental Health Services - Child Medicaid program.

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$841,614)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$841,614)

**Office of Licensing and Regulatory Services Z036**

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

Initiative: Eliminates 2 Health Services Consultant positions and one Assistant Director Medicaid/Medicare Services position and reduces All Other for overhead costs and for inspection and consulting services to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$0	(\$167,511)
All Other	\$0	(\$32,489)
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GENERAL FUND TOTAL	\$0	(\$200,000)

<b>FEDERAL EXPENDITURES FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(3.000)
Personal Services	\$0	(\$81,362)
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FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$81,362)

<b>HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS) DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
GENERAL FUND	\$0	(\$3,754,292)
FEDERAL EXPENDITURES FUND	\$0	(\$7,711,169)
OTHER SPECIAL REVENUE FUNDS	\$0	(\$502,204)
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DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$11,967,665)

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Enforcement Operations - Inland Fisheries and Wildlife 0537**

Initiative: Reduces funding by pooling aircraft resources and coordinating dual missions, allowing a reduction to contracts with outside vendors for fire detection and savings on maintenance and fuel costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$14,103)
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GENERAL FUND TOTAL	\$0	(\$14,103)

**Licensing Services - Inland Fisheries and Wildlife 0531**

Initiative: Eliminates one Office Associate II position and reduces funding by migrating to an online process for any deer and moose permit lotteries and eliminating costs associated with printing and mailing permit applications to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	0.000	(1,000)
Personal Services	\$0	(\$54,900)
All Other	\$0	(\$120,000)
GENERAL FUND TOTAL	\$0	(\$174,900)

**Licensing Services - Inland Fisheries and Wildlife 0531**

Initiative: Reduces funding by requiring all licensing agents with annual number of licenses sold in excess of 500 to become MOSES agents and reducing the printing cost associated with off-line agents to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$72,000)
GENERAL FUND TOTAL	\$0	(\$72,000)

**Office of the Commissioner - Inland Fisheries and Wildlife 0529**

Initiative: Reduces funding by eliminating the requirement that everyone who applies for a license be given a printed law book, resulting in savings in printing, handling and mailing costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$40,000)
GENERAL FUND TOTAL	\$0	(\$40,000)

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT  
 OF  
 DEPARTMENT TOTALS**

<b>2007-08</b>	<b>2008-09</b>
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HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$301,003)</b>
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<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$301,003)</b>
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**LABOR, DEPARTMENT OF**

**Employment Services Activity 0852**

Initiative: Reduces funding as a result of restructuring Career Center service delivery and reallocates 14 Career Center Consultant positions from 50% to 38.85% General Fund and 42.85% to 54% Federal Expenditures Fund and for one Employment and Training Specialist III position from 50% to 38.85% General Fund and 50% to 61.15% Federal Expenditures Fund in order to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

	2007-08	2008-09
<b>GENERAL FUND</b>		
Personal Services	\$0	(\$106,867)
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>(\$106,867)</b>

	2007-08	2008-09
<b>FEDERAL EXPENDITURES FUND</b>		
Personal Services	\$0	\$106,867
All Other	\$0	(\$106,867)
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

	2007-08	2008-09
<b>LABOR, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$106,867)</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$106,867)</b>

**MARINE RESOURCES, DEPARTMENT OF**

**Marine Patrol - Bureau of 0029**

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

Initiative: Reduces funding by pooling aircraft resources and coordinating dual missions, allowing a reduction to contracts with outside vendors for fire detection and savings on maintenance and fuel costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$5,101)
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GENERAL FUND TOTAL	\$0	(\$5,101)
<b>MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$5,101)</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$5,101)</b>

**PUBLIC SAFETY, DEPARTMENT OF**

**Departmentwide - Public Safety Z013**

Initiative: Reduces funding through the elimination of one Public Service Manager II position by reorganizing the administrative functions only of the Department of Agriculture, Food and Rural Resources, State Harness Racing Commission and the Department of Public Safety, Gambling Control Board into a single Gaming and Harness Racing Integrity Unit within the Department of Public Safety to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ. The amount of this reduction must be distributed to the new Gaming and Harness Racing Integrity program as authorized by Part G.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
Personal Services	\$0	(\$100,000)
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GENERAL FUND TOTAL	\$0	(\$100,000)

**State Police 0291**

Initiative: Reduces funding by pooling aircraft resources and coordinating dual missions, allowing a reduction to contracts with outside vendors for fire detection and savings on maintenance and fuel costs to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
 State Government and To Change Certain Provisions of the Law Necessary to the Proper  
 Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
All Other	\$0	(\$3,080)
GENERAL FUND TOTAL	\$0	(\$3,080)

<b>PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$103,080)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$103,080)</b>

**TREASURER OF STATE, OFFICE OF**

**Administration - Treasury 0022**

Initiative: Eliminates one vacant Office Associate II position and provides for the reclassification of one Public Service Coordinator I position from range 20 to range 23 as part of the reorganization of the Office of the Treasurer of State in an effort to streamline State Government in accordance with Public Law 2007, chapter 240, Part QQQ.

<b>GENERAL FUND</b>	<b>2007-08</b>	<b>2008-09</b>
POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
Personal Services	(\$40,000)	(\$40,000)
GENERAL FUND TOTAL	(\$40,000)	(\$40,000)

<b>TREASURER OF STATE, OFFICE OF DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>(\$40,000)</b>	<b>(\$40,000)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(\$40,000)</b>	<b>(\$40,000)</b>

<b>SECTION TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
<b>GENERAL FUND</b>	<b>(\$228,000)</b>	<b>\$3,278,210</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>(\$7,711,169)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>(\$396,720)</b>

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009

<b>POSTAL, PRINTING AND SUPPLY FUND</b>	<b>\$84,904</b>	<b>(\$730,042)</b>
<b>OFFICE OF INFORMATION SERVICES FUND</b>	<b>(\$84,904)</b>	<b>\$356,336</b>
<b>STATE LOTTERY FUND</b>	<b>(\$300,000)</b>	<b>(\$600,000)</b>
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<b>SECTION TOTAL - ALL FUNDS</b>	<b>(\$528,000)</b>	<b>(\$5,803,385)</b>

## PART E

**Sec. E-1. 5 MRSA §1543-A** is enacted to read:

### **§ 1543-A. Direct deposit of certain disbursements**

**1. Electronic funds transfer system.** The State Controller and the Treasurer of State shall establish an electronic funds transfer system for the purpose of transferring directly into payees' accounts held at accredited financial institutions the payment of any amount or obligation owed by the State. Beginning with the payroll after the effective date of this section that is closest to January 1, 2008, the State shall pay all state employees' wages and salaries through an electronic funds transfer system. Except as set forth in subsection 2, all wages and salaries of state employees must be transferred by means of electronic funds transfer directly into an employee's account in an accredited financial institution designated by the employee, and each state employee shall complete a direct deposit application on such forms as the State Controller shall prescribe. The direct deposit application authorizes the State Controller to initiate credit and debit entries and to correct erroneous credit entries to the employee's designated account. The State Controller shall develop policies and procedures to allow the employee to change the designated account at any time.

**2. Waiver provisions.** The State may waive the mandatory direct deposit of the wages or salary for a state employee in subsection 1 if the State Controller determines that:

- A. The employee has a physical or mental disability that would impede the employee's ability to gain access to electronically deposited funds;
- B. The employee has religious convictions that preclude the use of direct deposits; or
- C. The facts of the particular case warrant a waiver of the mandatory direct deposit of the employee's wages or salary.

**3. Transfers to multiple payees.** A single transfer may contain payments to multiple payees.

**4. System administration.** The State Controller and the Treasurer of State shall establish the standards and procedures for administering the electronic funds transfer system.

**Sec. E-2. 12 MRSA §10103, sub-§7,** as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is repealed.

**Sec. E-3. 12 MRSA §10201, sub-§1**, as affected by PL 2003, c. 614, §9, amended by c. 655, Pt. B, §37 and affected by c. 655, Pt. B, §422, is further amended to read:

**1. Sale of publications.** If the commissioner determines it advisable for the more effective dissemination of factual information, information of public interest or information tending to promote better public relations, the commissioner may fix the price, if any, of certain publications and materials of the department and sell and deliver them. Publications and materials included within this authority are all publications, articles, biological and statistical data, professional and technical service reports by departmental personnel and other materials in the department's possession and pertaining to the department, ~~except publications of the laws as described in section 10103, subsection 7.~~ These publications may not carry any advertising of a political nature but may carry commercial advertising. The commissioner shall accept commercial advertising in the department's general circulation magazine entitled "Maine Fish and Wildlife" and any successor or similar publication developed by the department.

The commissioner may sell or lease video and audio recordings, photographs and negatives owned by the department and may fix the price, if any, giving consideration to their fair market value.

**Sec. E-4. 12 MRSA §10201, sub-§2**, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is repealed.

**Sec. E-5. 22 MRSA §1696-I, 2nd ¶**, as amended by PL 2003, c. 414, Pt. B, §35 and affected by c. 614, §9, is further amended to read:

If, in the professional judgment of the Director of the Bureau of Health, conditions exist in which consumption of fish caught in state waters poses a threat to public health, the director shall prepare an advisory of the public health threat. The advisory must be in a form suitable for posting in places frequented by noncommercial anglers, ~~included in the abstract of fish and wildlife laws prepared under Title 12, section 10103, subsection 7 and distributed to all holders of sport fishing licenses.~~ The director has final authority regarding the content of the advisory, including the exact language used in the advisory. The Commissioner of Inland Fisheries and Wildlife is responsible for printing and posting verbatim copies of the advisory and for incorporating the verbatim health advisory in the abstract of fish and wildlife laws.

**Sec. E-6. Report and analysis on administrative positions.** The joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs shall review during the First Regular Session of the 124th Legislature the Office of Program Evaluation and Government Accountability's report and the Office of Fiscal and Program Review's analysis on administrative positions within state agencies and shall include the committee's recommendations in response to the report and analysis in the next supplemental budget bill following its review.

**Sec. E-7. Investment earnings; float earnings bonus.** Notwithstanding any other provision of law, the Treasurer of State is authorized to reduce the earnings distribution costs for the Treasurer of State's cash pool by retaining the float earnings bonus in order to generate additional General Fund revenue of \$1,000,000 annually beginning in fiscal year 2008-09.

**Sec. E-8. Legislature; lapsed balances.** Notwithstanding any other provision of law, \$60,000 of unencumbered balance forward in the Personal Services line category in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2007-08. Notwithstanding any other provision of law, \$100,000 of unencumbered balance forward in the All Other line category in the Office of Program Evaluation and Government Accountability General Fund account in the Legislature lapses to the General Fund in fiscal year 2007-08.

**Sec. E-9. Calculation and transfer; General Fund insurance savings.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of projected savings in Part D that applies against each General Fund account for all departments and agencies from savings in the cost of property insurance and vehicle liability insurance and shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2007-08 and fiscal year 2008-09.

**Sec. E-10. Calculation and transfer; General Fund central services savings.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of projected savings in Part D that applies against each General Fund account for all departments and agencies from savings in central services from the elimination of audio visual operations and shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09.

**Sec. E-11. Calculation and transfer; General Fund telecommunications savings.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of projected savings in Part D that applies against each General Fund account for all departments and agencies from savings through the elimination of desktop phones for those employees who have both a desktop phone and a state-provided cellular phone, a low volume of call minutes per month on their desk phones and good cellular coverage in their offices. The State Budget Officer shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09.

**Sec. E-12. Calculation and transfer; General Fund technology training savings.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of projected savings in Part D that applies against each General Fund account for all departments and agencies from savings associated with the realignment and reduction in training dollars for information technology and shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09.

**Sec. E-13. Calculation and transfer; General Fund postal and printing savings.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of projected savings in Part D that applies against each General Fund account for all departments and agencies from savings associated with the elimination of a position and the reduction of All Other expenditures in the Printing, Postal and Supply Internal Services Fund through the consolidation of the printing and postal activities currently carried out in the Department of Labor and the Department of Administrative and Financial Services, Bureau of General Services and Office of Information Technology. The State Budget Officer shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09.

**Sec. E-14. Position transfers; appropriation and allocation adjustments; postal and printing consolidation.** Notwithstanding any other provision of law, the Director of the Office of Information Technology within the Department of Administrative and Financial Services is authorized to transfer by financial order positions to achieve the consolidation of the postal and printing functions referenced in section 13. The State Budget Officer shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations and allocations and position counts in fiscal year 2008-09.

**Sec. E-15. Calculation and transfer; General Fund savings from general advertising.** The Commissioner of Administrative and Financial Services shall identify and eliminate current contracts for broadcast sponsorships and other advertising that does not have a direct educational benefit to consumers. Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of these savings that applies to each General Fund account for all executive branch departments and agencies and shall transfer the amounts by financial order upon approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09.

**Sec. E-16. Calculation and transfer; General Fund savings from employment advertising.** The Commissioner of Administrative and Financial Services shall reduce newspaper advertisements for state employment opportunities to the extent possible and require that all employment opportunities be posted on the Internet instead of in newspapers unless the vacancy is specialized and approval for newspaper advertisement is granted by the Department of Administrative and Financial Services, Bureau of Human Resources. Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of these savings that applies to each General Fund account for all executive branch departments and agencies and shall transfer the amounts by financial order upon approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09.

## PART F

**Sec. F-1. Eliminate dual food licensing.** Notwithstanding any other provision of law, the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Agriculture, Food and Rural Resources, Division of Quality Assurance and Regulation shall eliminate dual food licensing in accordance with this Part.

**Sec. F-2. Defining jurisdiction; food inspection.** Notwithstanding any other provision of law, in defining jurisdiction for food inspection services the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Agriculture, Food and Rural Resources, Division of Quality Assurance and Regulation shall apply a "predominance of business rule" based on a successful model used in the State of New York, where health and agriculture agencies share responsibility for food inspection. The Maine Center for Disease Control and Prevention is responsible for the inspection and regulation of places where food is consumed on the premises or sold ready-to-eat for off-premises consumption, including the site at which individual portions are provided. The Department

of Agriculture, Food and Rural Resources, Division of Quality Assurance and Regulation is responsible for the inspection and regulation of places where food is processed or manufactured, food warehouses, wholesale food distributors and retail food stores.

**Sec. F-3. Resolving overlapping jurisdiction.** If an establishment has operations that may fall under the jurisdiction of both the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Agriculture, Food and Rural Resources, Division of Quality Assurance and Regulation, the Department of Agriculture, Food and Rural Resources has jurisdiction over all operations of the establishment unless sales of food for consumption on the premises or ready-to-eat for off-premises consumption, measured by annual dollar receipts, exceeds 50% of total annual dollar receipts, in which case the Maine Center for Disease Control and Prevention has jurisdiction over the establishment. The field staff of the respective departments shall meet on a regular basis to resolve jurisdictional questions and issues.

**Sec. F-4. Consistent application of policy, laws and rules.** Notwithstanding any other provision of law, the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Agriculture, Food and Rural Resources, Division of Quality Assurance and Regulation shall administer the State's food policy, laws and rules in a consistent way for all licensed establishments and in a manner that eliminates inspector and program "shopping" by licensees.

**Sec. F-5. Conflicts and inconsistencies; proposed legislation.** If the Commissioner of Health and Human Services and the Commissioner of Agriculture, Food and Rural Resources identify a conflict or inconsistency between provisions in the Maine Revised Statutes or rules adopted by the agencies, the commissioners shall attempt to resolve that conflict or inconsistency by interpreting the laws or rules together to give effect to the intent of the Legislature or agency, as the case may be. If the commissioners determine rulemaking is required to resolve a conflict or inconsistency, the commissioners shall adopt routine technical rules as authorized by law, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A. In adopting rules under this section, the commissioners have sole discretion to determine whether an emergency exists. The commissioners may notify the members of the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs prior to adopting any emergency rule under this section. The commissioners may jointly submit proposed legislation necessary to fully implement the intent of this Part by October 1, 2008 to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee may submit legislation to the 124th Legislature based on the proposed legislation.

## PART G

**Sec. G-1. Reorganization of administrative functions of the State Harness Racing Commission and Gambling Control Board.** Notwithstanding any provision of law to the contrary, the administrative functions only of the Department of Agriculture, Food and Rural Resources, State Harness Racing Commission and the Department of Public Safety, Gambling Control Board must be combined into a new Gaming and Harness Racing Integrity Unit and program within the Department of Public Safety in accordance with this section.

1. All positions in the State Harness Racing Commission program with the exception of a split-funded Public Service Coordinator I position and a split-funded Office Associate II position and all positions in the Gambling Control Board program are transferred to the new Gaming and Harness Racing Integrity program.

2. Fifty percent of the split-funded Office Associate II position is reallocated from the State Harness Racing Commission program, Other Special Revenue Funds account to the Maine Milk Commission program, Other Special Revenue Funds account.

3. Fifty percent of the split-funded Public Service Coordinator I position is reallocated from the State Harness Racing Commission program, Other Special Revenue Funds account to the Office of the Commissioner program, Other Special Revenue Funds account.

4. One Planning and Research Associate I position is eliminated in the Division of Animal Health and Industry program, Federal Expenditures Fund account within the Department of Agriculture, Food and Rural Resources.

5. One Auditor I position is established in the Gaming and Harness Racing Integrity program, Other Special Revenue Funds account. Notwithstanding any other provision of law, the State Budget Officer shall transfer position counts and available balances between line categories by financial order upon approval of the Governor in order to achieve the reorganization and position elimination identified in Part D. These transfers are considered adjustments to authorized position counts, appropriations and allocations in fiscal year 2008-09.

**Sec. G-2. Department recommendations.** The Department of Agriculture, Food and Rural Resources and the Department of Public Safety shall submit proposed legislation to implement this Part, including legislation to correct and update any cross-references related to and necessitated by the combining of the State Harness Racing Commission and the Gambling Control Board, to the First Regular Session of the 124th Legislature.

## PART H

**Sec. H-1. Transfer of funds from Accident, Sickness and Health Insurance Internal Service Fund.** Notwithstanding any other provision of law, the State Controller shall transfer \$500,000 by June 30, 2008 and \$500,000 by June 30, 2009 from the Accident, Sickness and Health Insurance Internal Service Fund in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund. The State Controller shall also transfer the equitable share of health insurance savings to each participating fund by June 30, 2008 and June 30, 2009. The fund transfers are to recognize health insurance savings achieved through changes to be adopted by the State Employee Health Commission.

**Sec. H-2. Transfer of excess equity reserves from Accident, Sickness and Health Insurance Internal Service Fund.** Notwithstanding any other provision of law, the State Controller shall transfer \$10,438,051 representing the General Fund share of excess equity reserve for health insurance by June 30, 2008 from the Accident, Sickness and Health Insurance Internal Service Fund in

the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund. The State Controller shall also transfer the equitable share of health insurance excess equity reserve to each participating fund by June 30, 2008.

**Sec. H-3. Transfer of excess equity reserves from Retiree Health Insurance Internal Service Fund.** Notwithstanding any other provision of law, the State Controller shall transfer \$9,936,891 representing the General Fund share of excess equity reserve for retiree health insurance by June 30, 2008 from the Retiree Health Insurance Internal Service Fund in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund. The State Controller shall also transfer the equitable share of retiree health insurance excess equity reserve to each participating fund by June 30, 2008.

## PART I

**Sec. I-1. Department of Administrative and Financial Services; Statewide Radio and Network System; lease-purchase authorization.** Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services, Office of Information Technology may enter into financing arrangements on or after July 1, 2009 for the acquisition of hardware, software and systems to support the operations of the Statewide Radio and Network System Reserve Fund established in Title 5, section 1520. The financing arrangements may not exceed 7 years in duration and \$15,000,000 in principal costs. The interest rate may not exceed 8% and interest costs may not exceed \$4,890,000. Annual principal and interest costs must be paid from the Office of Information Technology, Statewide Radio and Network System Reserve Fund.

**Sec. I-2. Department of Administrative and Financial Services; statewide enterprise system, e-mail; lease-purchase authorization.** Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Chief Information Officer within the Department of Administrative and Financial Services may enter into financing arrangements in fiscal years 2007-08, 2008-09 and 2009-10 for the acquisition of a statewide enterprise system to facilitate e-mail archiving and related activities, including software, necessary hardware and peripherals and contractual services associated with the implementation and deployment of the system. The financing arrangements may not exceed \$3,000,000 and 5 years in duration. The interest rate may not exceed the current market rate at the time of the financing. The annual principal and interest costs must be paid from the appropriate line category in the Office of Information Services account.

## PART J

**Sec. J-1. Transfer from the Maine Asthma and Lung Disease Research Fund Other Special Revenue Funds; unexpended funds.** Notwithstanding any other provision of law, the State Controller shall transfer \$14,648 in unexpended funds from the Maine Asthma and Lung Disease Research Fund Other Special Revenue Funds account within the Department of Administrative and Financial Services in fiscal year 2007-08 to General Fund unappropriated surplus.

## PART K

**Sec. K-1. Transfer; Department of Inland Fisheries and Wildlife carrying account; training reimbursement.** On or before May 15, 2008, the State Controller shall transfer \$7,200 from the Department of Inland Fisheries and Wildlife carrying account to the Enforcement Operations program for training reimbursement.

**Sec. K-2. Transfer; Department of Inland Fisheries and Wildlife carrying account.** On or before May 15, 2008, the State Controller shall transfer \$140,000 from the Department of Inland Fisheries and Wildlife carrying account to the Office of the Commissioner program for legal fees.

**Sec. K-3. Transfer; Department of Inland Fisheries and Wildlife carrying account; management review reimbursements.** On or before May 15, 2008, the State Controller shall transfer \$45,000 from the Department of Inland Fisheries and Wildlife carrying account to the Enforcement Operations program for management review reimbursements.

**Sec. K-4. Transfer; Department of Inland Fisheries and Wildlife carrying account; retroactive pay to employees.** On or before May 15, 2008, the State Controller shall transfer \$8,565 from the Department of Inland Fisheries and Wildlife carrying account to the Public Information and Education program and \$211,165 to the Fisheries and Hatcheries Operations program for retroactive pay to employees.

**Sec. K-5. Transfer; Department of Inland Fisheries and Wildlife carrying account; purchase of airplane engine.** On or before September 1, 2008, the State Controller shall transfer \$30,000 from the Department of Inland Fisheries and Wildlife carrying account to the Enforcement Operations program for the purchase of one airplane engine.

## PART L

**Sec. L-1. Transfers to Maine Clean Election Fund.** In addition to the transfers authorized pursuant to the Maine Revised Statutes, Title 21-A, section 1124, the State Controller shall transfer \$2,425,000 from General Fund undedicated revenue to the Maine Clean Election Fund on or before June 1, 2010 and shall transfer an additional \$2,000,000 from General Fund undedicated revenue to the Maine Clean Election Fund on or before August 1, 2010.

## PART M

**Sec. M-1. 36 MRSA §185, sub-§3** is enacted to read:

**3. Setoff of lottery winnings against debts.** The State Tax Assessor shall periodically notify the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, referred to in this subsection as "the bureau," of all persons who have a liquidated tax liability to the State under this Title. Prior to paying any lottery winnings that must be paid directly

by the bureau, the bureau shall determine whether the lottery winner is on the list of persons who have a liquidated tax liability to the State under this Title. If the winner is on the list of persons who have a liquidated tax liability to the State under this Title, the bureau shall suspend payment of the winnings and provide notice to the winner of its intention to set off the winnings against the tax debt. The bureau may assign the winnings due to the winner to the State Tax Assessor in payment of any liquidated tax liability of the winner under this Title. Any remaining winnings must be paid to the winner by the bureau.

**Sec. M-2. 36 MRSA §191, sub-§2, ¶II**, as amended by PL 2007, c. 328, §3, is further amended to read:

II. The disclosure to an authorized representative of the Maine Milk Commission of information on the quantity of packaged milk handled in the State and subject to the milk handling fee established in section 4902 and other information obtained by the assessor in the administration of chapter 721; ~~and~~

**Sec. M-3. 36 MRSA §191, sub-§2, ¶JJ**, as enacted by PL 2007, c. 328, §4, is amended to read:

JJ. The disclosure to the State Purchasing Agent of a person's sales tax standing as necessary to enforce Title 5, section 1825-B, subsection 14-; ~~and~~

**Sec. M-4. 36 MRSA §191, sub-§2, ¶KK** is enacted to read:

KK. The disclosure of information necessary to administer the setoff of liquidated tax debts pursuant to section 185, subsection 3.

## PART N

**Sec. N-1. 2 MRSA §6, sub-§2**, as amended by PL 2007, c. 273, Pt. B, §1 and affected by §7, is further amended to read:

**2. Range 90.** The salaries of the following state officials and employees are within salary range 90:

Superintendent of Financial Institutions;

Superintendent of Consumer Credit Protection;

State Tax Assessor;

Superintendent of Insurance;

Executive Director of the Maine Consumer Choice Health Plan;

Deputy Commissioner, Department of Administrative and Financial Services;

Associate Commissioner for Adult Services, Department of Corrections;

Associate Commissioner for Juvenile Services, Department of Corrections;

Public Advocate;

Deputy Commissioner of Integrated Services, Department of Health and Human Services;

HP1547, LD 2173, item 1, 123rd Maine State Legislature  
An Act To Make Supplemental Appropriations and Allocations for the Expenditures of  
State Government and To Change Certain Provisions of the Law Necessary to the Proper  
Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009  
~~Deputy Commissioner of Health, Integrated Access and Strategy, Department of Health and Human  
Services;~~

Chief Information Officer;

Associate Commissioner for Legislative and Program Services, Department of Corrections; and  
Chief of the State Police.

**Sec. N-2. 2 MRSA §6, sub-§11,** as enacted by PL 2005, c. 412, §3, is amended to read:

**11. Range 38.** ~~The salaries of the following state officials and employees~~2 deputy commissioners  
of the Department of Health and Human Services are within salary range 38:.

A. ~~Deputy Commissioner of Finance, Department of Health and Human Services; and~~

B. ~~Deputy Commissioner of Operations and Support, Department of Health and Human Services.~~

**Sec. N-3. 4 MRSA §807, sub-§3, ¶H,** as corrected by RR 2003, c. 2, §1, is amended to read:

H. A person who is not an attorney but has been designated to represent the Department of Health  
and Human Services under Title 22, section 3473, subsection 3 or under ~~Title 34-B, section 1204,~~  
~~subsection 7~~Title 22-A, section 207, subsection 7 in Probate Court proceedings;

**Sec. N-4. 5 MRSA §946-A, sub-§1,** as amended by PL 2005, c. 519, Pt. Z, §§1 and 2, is  
further amended to read:

**1. Major policy-influencing positions.** ~~The following~~3 deputy commissioner positions  
are major policy-influencing positions within the Department of Health and Human Services.  
~~Notwithstanding any other provisions of law, these positions and their successor positions are subject  
to this chapter:~~

A. ~~The 4 deputy commissioner positions:~~

~~(1) The Deputy Commissioner of Integrated Services;~~

~~(2) The Deputy Commissioner of Health, Integrated Access and Strategy;~~

~~(3) The Deputy Commissioner of Finance; and~~

~~(4) The Deputy Commissioner of Operations and Support;~~

~~C-1. Director, Office of MaineCare Services;~~

~~C-2. Director, Office of Integrated Access and Support;~~

~~C-3. State Health Officer and Director, Maine Center for Disease Control and Prevention;~~

- ~~C-4. Director, Office of Adult Mental Health Services;~~
- ~~C-5. Director, Office of Adults with Cognitive and Physical Disability Services;~~
- ~~C-6. Director, Office of Child and Family Services;~~
- ~~C-7. Director, Office of Elder Services;~~
- ~~C-8. Director, Office of Substance Abuse Services;~~
- ~~E-1. System integration directors;~~
- ~~F. Superintendents of Dorothea Dix Psychiatric Center and Riverview Psychiatric Center;~~
- ~~G. Director of legal affairs or general counsel;~~
- ~~H. Director of Legislative Affairs;~~
- ~~I. Director of Public and Employee Communication;~~
- ~~J. Directors of special projects; and~~
- ~~L. Director of Strategic Human Resources Management and Organizational Development.~~

**Sec. N-5. 5 MRSA §20006-A, sub-§3**, as enacted by PL 1995, c. 560, Pt. L, §8 and affected by §16, is amended to read:

**3. Other duties and powers.** Carry out other duties and exercise other powers granted to the director under this Act and delegated to the director by the commissioner under Title ~~34-B22-A~~, section ~~1204207~~, subsection 3.

**Sec. N-6. 22 MRSA §1**, as amended by PL 1995, c. 560, Pt. J, §2 and PL 2003, c. 689, Pt. B, §§6 and 7, is repealed.

**Sec. N-7. 22 MRSA §1-A** is enacted to read:

### **§ 1-A. Definitions**

As used in this Title, unless the context otherwise indicates, the following terms have the following meanings.

**1. Commissioner.** "Commissioner" means the Commissioner of Health and Human Services.

**2. Department.** "Department" means the Department of Health and Human Services.

**Sec. N-8. 22 MRSA §6** is repealed.

**Sec. N-9. 22 MRSA §5105, 3rd ¶**, as repealed and replaced by PL 1975, c. 771, §231, is amended to read:

The bureau shall be administered by a director who shall be appointed as provided in section 1.

**Sec. N-10. 22 MRSA §5309, first ¶**, as repealed and replaced by PL 1975, c. 771, §233, is amended to read:

The bureau shall be administered by a director who shall be appointed as provided in section 1.

**Sec. N-11. 22-A MRSA §205, first ¶**, as enacted by PL 2003, c. 689, Pt. A, §1, is amended to read:

The commissioner has all of the powers and duties necessary to carry out the mission and responsibilities of the department. The commissioner has the power to distribute the functions and duties given to the commissioner under this Title, Title 5, Title 19-A, Title 22 and Title 34-B among the various offices of the department so as to integrate the work properly and to promote the most economical and efficient administration of the department. Wherever in this Title, Title 5, Title 19-A, Title 22 or Title 34-B powers and duties are given to the commissioner or the department, these must be assumed and carried out by the offices that the commissioner designates, and these powers and duties may in turn be delegated to subordinates by those office directors with the approval of the commissioner.

**Sec. N-12. 22-A MRSA §205, sub-§4**, as amended by PL 2005, c. 236, §3 and amended by c. 412, §6, is further amended to read:

**4. Appointments.** The following positionsAll deputy commissioners, all office directors, the regional systems integration directors and the superintendents of any state institutions are appointed by the commissioner and serve at the pleasure of the commissioner:

- A. ~~The Deputy Commissioner of Integrated Services;~~
- B. ~~The Deputy Commissioner of Health, Integrated Access and Strategy;~~
- C. ~~The Deputy Commissioner of Finance;~~
- D. ~~The Deputy Commissioner of Operations and Support;~~
- E. ~~The Director of the Office of MaineCare Services;~~
- F. ~~The Director of the Maine Center for Disease Control and Prevention;~~
- G. ~~The Director of the Office of Integrated Access and Support;~~
- H. ~~The Director of the Office of Adult Mental Health Services;~~
- I. ~~The Director of the Office of Adults with Cognitive and Physical Disability Services;~~
- J. ~~The Director of the Office of Child and Family Services;~~
- K. ~~The Director of the Office of Elder Services;~~
- L. ~~The Director of the Office of Substance Abuse Services;~~
- M. ~~The regional system integration directors;~~

N. ~~The Director of Dorothea Dix Psychiatric Center; and~~

O. ~~The Director of Riverview Psychiatric Center.~~

Deputy commissioners and office directors appointed pursuant to this subsection must have educational qualifications and professional experience directly related to the functions of and services provided by the relevant unit or office.

**Sec. N-13. 22-A MRSA §206** is enacted to read:

**§ 206. Additional duties of the commissioner**

In addition to other duties set out in this Title, the commissioner has the duties set forth in this section.

**1. General.** The commissioner has general supervision, management and control of the research and planning, grounds, buildings, property, officers, employees and clients of all state institutions.

**2. Enforcement of laws.** The commissioner shall enforce all laws concerning the institutions within the department unless specific law enforcement duties are given by law to other persons.

**3. Rules.** Rules must be established as set out in this subsection.

A. The commissioner shall establish such rules, regulations, procedures and practices as the commissioner may determine appropriate or necessary for the care and management of the property of all state institutions, for the production and distribution of the products of the institutions, for guiding the institutions in determining whether to approve admissions and for the execution of the statutory purposes and functions of the institutions.

B. The central principle underlying all rules relating to residents of the institutions within the department is that the residents retain all rights of ordinary citizens, except those expressly or by necessary implication taken from them by law.

**4. Grievance procedures.** The commissioner shall establish procedures for hearing grievances of clients who receive mental health services or mental retardation services or of children who receive behavioral health services. The procedures must include the opportunity for a timely hearing before a state hearing examiner or an independent fair hearing examiner. The commissioner may contract for the services of the hearing examiner, who shall conduct adjudicatory proceedings pursuant to the Maine Administrative Procedure Act.

**5. Residential child care facilities.** The commissioner shall approve all programs for the provision of mental health services to residential child care facilities, as defined in Title 22, section 8101, subsection 4, and shall participate in licensure of these programs in accordance with Title 22, section 8104.

**6. Abuse allegations in state institutions.** The commissioner shall ensure appropriate intervention and remediation in cases of substantiated abuse and neglect in state institutions. The commissioner shall ensure, through inspection on a periodic basis, that all state institutions meet appropriate federal and state standards relating to the health, safety and welfare of clients of these institutions.

**7. Establish standards of care.** The commissioner shall establish standards of care for patients at the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center.

**8. Substance abuse prevention and treatment.** The commissioner shall administer and carry out the purposes of the Maine Substance Abuse Prevention and Treatment Act.

**Sec. N-14. 22-A MRSA §207** is enacted to read:

**§ 207. Additional powers of the commissioner**

In addition to other powers granted in this Title, the commissioner has the powers set out in this section.

**1. General powers.** The commissioner may perform any legal act relating to the care, custody, treatment, relief and improvement of the residents of state institutions or may purchase residential services when the department does not provide the appropriate institutional services for the client.

**2. Appointments of deputy commissioner and other employees.** The commissioner's powers to appoint any deputy commissioner and other employees are as set out in this subsection.

A. The commissioner may appoint, subject to the Civil Service Law and except as otherwise provided, any employees who may be necessary.

B. The commissioner may appoint and set the salaries for one or more deputy commissioners to assist in carrying out the responsibilities of the department. Each appointment must be for an indeterminate term and until a successor is appointed and qualified or at the pleasure of the commissioner.

C. The commissioner may appoint to serve at the commissioner's pleasure:

(1) The Superintendent of the Riverview Psychiatric Center;

(2) The Superintendent of the Dorothea Dix Psychiatric Center;

(3) The assistant to the commissioner;

(4) The regional system integration directors; and

D. The commissioner, with the approval of the Governor, may employ clinical directors and set the salaries up to the maximum adjusted pay grade for clinical director positions. Clinical director positions are excluded from the definition of "state employee" under Title 26, section 979-A, subsection 6 and are not subject to the Civil Service Law. Employees in that classification hired after July 1, 1989 serve at the pleasure of the commissioner and must, as a condition of continued employment, maintain clinical privileges to practice medicine as determined by the respective medical staff and the superintendent of the facility.

E. Employees in the classification of clinical director may elect to retain current bargaining unit and civil service status. Employees so grandfathered retain salary and benefit entitlements provided for in current pay schedules and collective bargaining agreements.

**3. Delegation.** The commissioner's delegation powers are as set out in this subsection.

A. The commissioner may delegate powers and duties given under this Title to any deputy commissioner and chief administrative officers of state institutions.

B. The commissioner may empower any deputy commissioner and chief administrative officers of state institutions to delegate further powers and duties delegated to them by the commissioner.

**4. Funding sources.** In carrying out this Title, the commissioner may apply for and accept from any other agency of government, person, group or corporation any funds that may be available.

**5. Lease of unused buildings.** The commissioner may, with the approval of the Director of the Bureau of General Services within the Department of Administrative and Financial Services, lease unused buildings at the state institutions for the purposes of providing services to department clients.

A. A lease must be for a period not to exceed one year.

B. The commissioner shall submit a plan of the proposed leases and their impact on the institutions and department clients to the joint standing committee of the Legislature having jurisdiction over health and institutional services matters no later than January 31st of each year.

**6. Nurse training.** The commissioner may provide for the training of nurses.

**7. Appearance of designated employees in Probate Court.** The commissioner may designate employees of the department to represent the department in Probate Court only in:

A. Matters relating to the performance of duties in uncontested guardianship, conservatorship or termination of guardianship or conservatorship proceedings; and

B. Requests for emergency guardianships arising from the need for emergency medical treatment or placement in adult foster homes, boarding homes or nursing homes or for orders necessary to apply for or preserve an estate in emergency situations.

**8. Physicians.** Department employees in the classifications of physician I, II and III are unclassified state employees, as defined by Title 26, section 979-A, subsection 6, and are members of bargaining units, subject to Title 26, chapter 9-B. An employee in any of these classifications must, as a condition of continued employment, maintain necessary clinical privileges to practice medicine in that employee's position as determined by the respective medical staff and the superintendent of the facility. Any termination of employment due to a loss of clinical privileges to practice medicine under this subsection is not subject to the grievance procedure under any collective bargaining agreement.

**9. Contracts with health care servicing entities.** The commissioner may enter into contracts with health care servicing entities for the financing, management and oversight of the delivery of mental health, mental retardation and substance abuse services to clients pursuant to a state or federally sponsored health program in which the department participates or that the department administers. For the purposes of this subsection, "health care servicing entity" means a partnership, association, corporation, limited liability company or other legal entity that enters into a contract with the State to provide or arrange for the provision of a defined set of health care services; to assume responsibility for some aspects of quality assurance, utilization review, provider credentialing and provider relations or other related network management functions; and to assume financial risk for provision of such services to clients through capitation reimbursement or other risk-sharing arrangements. "Health care servicing entity" does not include insurers or health maintenance organizations. In contracting with health care servicing entities, the commissioner:

- A. Shall include in all contracts with the health care servicing entities standards, developed in consultation with the Superintendent of Insurance, to be met by the contracting entity in the areas of financial solvency, quality assurance, utilization review, network sufficiency, access to services, network performance, complaint and grievance procedures and records maintenance;
- B. Prior to contracting with any health care servicing entity, shall have in place a memorandum of understanding with the Superintendent of Insurance for the provision of technical assistance, which must provide for the sharing of information between the department and the superintendent and the analysis of that information by the superintendent as it relates to the fiscal integrity of the contracting entity;
- C. May require periodic reporting by the health care servicing entity as to activities and operations of the entity, including the entity's activities undertaken pursuant to commercial contracts with licensed insurers and health maintenance organizations;
- D. May share with the Superintendent of Insurance all documents filed by the health care servicing entity, including documents subject to confidential treatment if the information is treated with the same degree of confidentiality as is required of the department; and
- E. May make all necessary rules for the administration of contracts with health care servicing entities.

**10. Ad hoc committee compensation.** The commissioner is authorized to provide compensation to persons who are consumers or family members of consumers of department services who are members of ad hoc committees. The compensation may not exceed \$25 per day and payment of expenses. Total compensation expenses of the department under this subsection in any fiscal year may not exceed \$7,500.

**Sec. N-15. 24-A MRSA §10, sub-§6,** as enacted by PL 1997, c. 676, §4 and amended by PL 2003, c. 689, Pt. B, §6, is further amended to read:

**6.** ~~The government contracting activities of a health care servicing entity, as defined in Title 34-B, section 1204~~ Title 22-A, section 207, subsection 9, contracting, whether directly or as a subcontractor, with the Department of Health and Human Services, unless otherwise expressly provided by this Title. This Title may apply to any other insurance or managed care activities of a health care servicing entity.

**Sec. N-16. 34-B MRSA §1203,** as amended by PL 2007, c. 80, §1, is repealed.

**Sec. N-17. 34-B MRSA §1204,** as amended by PL 2007, c. 286, §1, is repealed.

**Sec. N-18. 34-B MRSA §5475, sub-§1, ¶B,** as enacted by PL 1983, c. 459, §7, is amended to read:

**B.** ~~The petition may not be filed by the chief administrative officer of a regional office until he~~ the chief administrative officer of the regional office has obtained approval for the admission by the chief administrative officer of the facility under rules ~~promulgated~~ adopted by the commissioner ~~under section 1203, subsection 3.~~

## **PART O**

**Sec. O-1. 5 MRSA §1767,** as enacted by PL 1985, c. 128, is amended to read:

### **§ 1767. Energy service companies and 3rd-party financing**

Any department or agency of the State, subject to approval of the Bureau of ~~Public Improvements~~ General Services, may enter into an agreement with a private party such as an energy service or 3rd-party financing company for the design, installation, operation, maintenance and financing of energy conservation improvements at state facilities.

Any department or agency of the State, subject to approval by the Bureau of ~~Public Improvements~~ General Services, at the termination of the agreement with the private party pursuant to this section, may acquire, operate and maintain the improvement, may renew the agreement with the private party or may make an agreement with another private party to operate and maintain the improvement.

All agreements made with private parties as contemplated in this section ~~shall be~~ are subject to review by a subcommittee of the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs.

The provisions of section 1587 shall not apply to an agreement with a private party as contemplated in this section, except in the event that the state department or agency chooses to exercise an option to purchase energy conservation improvements, the department or agency before or at the time of the exercise of the option shall submit the proposed purchase of the energy conservation improvements for approval by the Legislature through the usual budget procedure.

The Bureau of General Services on behalf of any department or agency of the State is authorized to enter into agreements with private parties to study, plan, design, install, operate, maintain, finance and secure other services as may be necessary for the delivery of energy conservation projects at state facilities and projects to generate or cogenerate energy at state facilities for use on site and elsewhere. Nothing in this section may be construed to compel the Bureau of General Services to enter into such agreements. An agreement made subject to this section must be submitted to the Legislature for approval through the usual budget procedure if the agreement would require a new expenditure beyond existing appropriations or allocations.

## PART P

**Sec. P-1. Lump-sum payment.** Except for employees identified in the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraph E, Judicial Department employees in the administrative services bargaining unit, the supervisory bargaining unit and the professional bargaining unit and employees referred to in sections 4 and 5 of this Part who were employed in a full-time capacity by the State on July 1, 2007 are entitled to receive a \$700 lump-sum payment in fiscal year 2007-08. Payment must be prorated for an employee employed less than full time consistent with the terms of the collective bargaining agreement. This sum may not be considered earnable compensation under the Maine Public Employees Retirement System.

**Sec. P-2. Adjustment of salary schedules for fiscal year 2008-09.** Effective at the beginning of the pay week commencing after the effective date of this Part and closest to July 1, 2008, the salary schedules for Judicial Department employees in the administrative services bargaining unit, the supervisory bargaining unit and the professional bargaining unit and employees referred to in section 4 of this Part must be adjusted upward by 3%.

**Sec. P-3. Adjustment of salary schedules for calendar year 2009.** Effective at the beginning of the pay week commencing after the effective date of this Part and closest to April 1, 2009, the salary schedules for Judicial Department employees in the administrative services bargaining unit, the supervisory bargaining unit and the professional bargaining unit and employees referred to in section 4 of this Part must be adjusted upward by 3%.

**Sec. P-4. Other employees; similar and equitable treatment.** Employees of the Judicial Department in classifications included in the administrative services bargaining unit, the supervisory bargaining unit and the professional bargaining unit who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, F and G must be given similar and equitable treatment on a pro rata basis similar to that treatment given employees covered by the collective bargaining agreements.

**Sec. P-5. Excepted employees.** For the purposes of this Part, "excepted employees" means the employees within the Judicial Department who are in positions excluded from bargaining units pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, D and E, other than those referred to in section 4 of this Part. For excepted employees identified in Title 26, section 1282, subsection 5, paragraphs C and D, effective at the beginning of the pay week commencing after the effective date of this Part and closest to July 1, 2008, the salary schedules must be adjusted upward by 2%. Effective at the beginning of the pay week commencing after the effective date of this Part and closest to January 1, 2009, the salary schedules for those excepted employees must be adjusted by eliminating the first step and creating a new last step that is 4% higher than the previous step. For excepted employees identified in Title 26, section 1282, subsection 5, paragraph E, effective at the beginning of the pay week commencing closest to July 1, 2007, the salary schedules must be adjusted upward by 2%. Effective at the beginning of the pay week commencing closest to July 1, 2008, the salary schedules must be adjusted upward by 2%.

## PART Q

**Sec. Q-1. 5 MRSA §1710-A, sub-§3,** as amended by PL 1997, c. 643, Pt. W, §1, is further amended to read:

**3. Current biennium adjustments.** No later than ~~February~~April 1st and November 1st ~~annually of each odd-numbered year and no later than February 1st and November 1st of each even-numbered year~~ the commission shall submit to the Governor, the Legislative Council, the Revenue Forecasting Committee and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report that presents the commission's findings and recommendations for adjustments to the economic assumptions for the current fiscal biennium. In each report the commission shall fully describe the methodology employed in reaching its recommendations.

**Sec. Q-2. 5 MRSA §1710-F, sub-§3,** as amended by PL 1997, c. 157, §1, is further amended to read:

**3. Current and ensuing biennium adjustments.** No later than ~~March~~May 1st and December 1st ~~annually of each odd-numbered year and no later than March 1st and December 1st of each even-numbered year~~ the committee shall submit to the Governor, the Legislative Council, the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the State Budget Officer a report that presents the analyses, findings and recommendations for adjustments to General Fund revenue and Highway Fund revenue for the current and ensuing fiscal biennia. In each report the committee shall fully describe the methodology employed in reaching its recommendations. Revenue adjustments for other funds of the State may be included in the report at the discretion of the committee.

## PART R

**Sec. R-1. Public school purchasing portal.** The Department of Education shall review the Western Maine Educational Collaborative's initiative to establish a cooperative purchase system to achieve cost efficiencies. The Department of Education shall assess the scalability and application of this initiative for schools statewide and report its results and recommendations to the Joint Standing Committee on Education and Cultural Affairs by September 30, 2008.

## PART S

**Sec. S-1. 5 MRSA §1541, sub-§10-B** is enacted to read:

**10-B. Confidentiality of internal audit working papers belonging to the Office of the State Controller.** Prior to the release of a final audit or investigation report and in the sole discretion of the State Controller, to disclose internal audit working papers to the department, commission or agency subject to the audit or investigation when such disclosure will not prejudice the audit or investigation. Except as provided in this subsection, internal audit working papers are confidential and may not be disclosed to any person. After release of the final audit or investigation report, internal audit working papers may be released as necessary to:

- A. The department, commission or agency that was subject to the audit or investigation;
- B. A federal agency providing a grant to the audited entity;
- C. Law enforcement agencies for the purpose of criminal law enforcement or investigations; and
- D. Other auditors in their work;

## PART T

**Sec. T-1. 2 MRSA §6, sub-§4,** as amended by PL 2007, c. 240, Pt. HH, §1 and c. 273, Pt. B, §2 and affected by §7, is repealed and the following enacted in its place:

**4. Range 88.** The salaries of the following state officials and employees are within salary range 88:

- Director, Bureau of Air Quality;
- Director, Bureau of Land and Water Quality;
- Director, Bureau of Remediation and Waste Management;
- Deputy Commissioner, Environmental Protection;
- Director, Office of Licensing and Registration; and
- Deputy Chief of the State Police.

**Sec. T-2. 10 MRSA §8002, first ¶,** as amended by PL 1999, c. 687, Pt. C, §2, is further amended to read:

The Commissioner of Professional and Financial Regulation, referred to in this chapter as the "commissioner," is the chief administrative officer of the department and is responsible for supervising the administration of the department. The commissioner is appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over banking and insurance matters, and to confirmation by the Legislature. In making the appointment under this paragraph, the Governor shall appoint one of the following officials as commissioner, who shall also continue to act as a superintendent or director, as the case may be: the Superintendent of Financial Institutions, the Superintendent of Consumer Credit Protection, the Superintendent of Insurance or the Director of the Office of Licensing and Registration. The commissioner serves at the pleasure of the Governor. Unless otherwise provided in law, the commissioner may not exercise or interfere with the exercise of discretionary regulatory authority granted by statute to the bureaus, offices, boards or commissions within and affiliated with the department. As chief administrative officer of the department, the commissioner has the following duties and authority to:

**Sec. T-3. 32 MRSA §16601, sub-§1,** as enacted by PL 2005, c. 65, Pt. A, §2, is amended to read:

**1. Office of Securities; administrator.** There is created within the Department of Professional and Financial Regulation the Office of Securities. The Office of Securities is directed by the ~~Securities Administrator~~Superintendent of Financial Institutions, referred to in this chapter as the "administrator," who is responsible for the administration and enforcement of this chapter, the Maine Commodity Code and chapter 69-B.

~~A. The administrator is appointed by the Commissioner of Professional and Financial Regulation. The administrator is appointed for a term that is coterminous with the term of the Governor or until a successor is appointed and qualified. Any vacancy occurring must be filled by appointment for the unexpired portion of the term. The administrator may be removed from office for cause by the commissioner, and Title 5, section 931, subsection 2 does not apply. A person appointed as administrator must have knowledge of, or experience in, the theory and practice of securities.~~

B. With the approval of the Commissioner of Professional and Financial Regulation, the administrator shall organize the Office of Securities in such a manner as the administrator considers necessary to carry out the administrator's responsibilities.

C. The administrator may employ personnel as the business of the Office of Securities may require, subject to the Commissioner of Professional and Financial Regulation's approval and in accordance with the Civil Service Law. The qualifications of the personnel must reflect the needs and responsibilities of the Office of Securities' regulatory functions. The administrator may authorize senior personnel of the Office of Securities to carry out the administrator's duties and authority. The administrator may employ or engage such expert, professional or other assistance as may be necessary to assist the Office of Securities in carrying out its functions. In addition to salaries or wages, all employees of the Office of Securities must receive their actual expenses incurred in the performance of their official duties.

D. At the expense of the Office of Securities, the administrator may train the Office of Securities' employees, or have them trained, in a manner the administrator determines desirable, to carry out the purposes of the Office of Securities.

## PART U

**Sec. U-1. Salary Plan; lapsed balances; Administrative and Financial Services, General Fund.** Notwithstanding any other provision of law, \$15,000 of unencumbered balance forward in the Personal Services line category in the Salary Plan, General Fund account in the Department of Administrative and Financial Services lapses to the General Fund at the close of fiscal year 2008-09.

**Sec. U-2. Office of State Controller - Carrying; lapsed balances; Administrative and Financial Services, General Fund.** Notwithstanding any other provision of law, \$150,000 of unencumbered balance forward in the All Other line category in the Office of the State Controller - Carrying, General Fund account in the Department of Administrative and Financial Services lapses to the General Fund at the close of fiscal year 2008-09.

## PART V

**Sec. V-1. Transfer from unappropriated surplus; Callahan Mine Site Restoration, Department of Transportation.** Notwithstanding any other provision of law, the State Controller shall transfer \$400,000 in fiscal year 2007-08 by June 30, 2008 and \$350,000 in fiscal year 2008-09 by August 15, 2008 from the unappropriated surplus of the General Fund to the Callahan Mine Site Restoration Other Special Revenue Funds program within the Department of Transportation.

## PART W

**Sec. W-1. 20-A MRSA §15689-A, sub-§10,** as amended by PL 2007, c. 240, Pt. D, §8, is further amended to read:

**10. Data management and support services for essential programs and services.**

The commissioner may pay costs attributed to system maintenance and staff support necessary to implement the requirements of the Essential Programs and Services Funding Act. A transfer of All Other funds from the General Purpose Aid for Local Schools account to Personal Services in the Management Information Systems account for ~~6.61511~~ positions that provide professional and administrative support to general purpose aid for local schools in the department's management information systems program may occur annually by financial order upon recommendation of the State Budget Officer and approval of the Governor.

**Sec. W-2. 20-A MRSA §15689-A, sub-§16** is enacted to read:

**16. Coordination of services for juvenile offenders.** The commissioner may pay certain costs attributed to staff support and associated operating costs for providing coordination of education, treatment and other services for juvenile offenders at youth development centers in Charleston and South

Portland. A transfer of All Other funds from the General Purpose Aid for Local Schools account to the Personal Services and All Other line categories in the Learning Systems program General Fund account within the Department of Education sufficient to support 2 Education Specialist II positions and 2 Office Associate II positions may occur annually by financial order upon recommendation of the State Budget Officer and approval of the Governor.

**Sec. W-3. 20-A MRSA §15689-A, sub-§17** is enacted to read:

**17. Special education for juvenile offenders.** The commissioner may pay certain costs attributed to staff support and associated operating costs for providing special education to juvenile offenders at youth development centers in Charleston and South Portland. A transfer of All Other funds from the General Purpose Aid for Local Schools account to the Personal Services and All Other line categories in the Long Creek Youth Development Center General Fund account within the Department of Corrections, sufficient to support 2 Teacher positions, and to the Mountain View Youth Development Center General Fund account within the Department of Corrections, sufficient to support one Teacher position, may occur annually by financial order upon recommendation of the State Budget Officer and approval of the Governor.

## PART X

**Sec. X-1. 36 MRSA §2872, sub-§1,** as repealed and replaced by PL 2003, c. 467, §5, is amended to read:

**1. Residential treatment facilities.** The tax imposed on a residential treatment facility under this section is calculated as follows:

A. For the state fiscal year beginning July 1, 2002, the tax imposed against each residential treatment facility is equal to 6% of its annual gross patient services revenue for the state fiscal year;

B. For facility fiscal years beginning on or after July 1, 2002 and before July 1, 2003, the tax imposed against each residential treatment facility in addition to the tax imposed pursuant to paragraph A is equal to 6% of its gross patient services revenue for that portion of the facility fiscal year occurring after June 30, 2003; and

C. For whole or partial facility fiscal years beginning on or after July 1, 2003 and before January 1, 2008, the tax imposed against each residential treatment facility is equal to 6% of its annual gross patient services revenue for the corresponding whole or partial facility fiscal year; and

D. Beginning January 1, 2008 for any partial facility fiscal year and for whole facility fiscal years beginning on or after January 1, 2008, the tax imposed against each residential treatment facility is equal to 5.5% of its annual gross patient services revenue for the corresponding whole or partial facility fiscal year.

**Sec. X-2. 36 MRSA §2872, sub-§2,** as repealed and replaced by PL 2003, c. 467, §5, is amended to read:

**2. Nursing homes.** The tax imposed on a nursing home under this section is calculated as follows:

A. For the state fiscal year beginning July 1, 2002, the tax imposed against each nursing home is equal to 6% of its annual net operating revenue for the state fiscal year;

B. For facility fiscal years beginning on or after July 1, 2002 and before July 1, 2003, the tax imposed against each nursing home in addition to the tax imposed pursuant to paragraph A is equal to 6% of its net operating revenue for that portion of the facility fiscal year occurring after June 30, 2003; and

C. For whole or partial facility fiscal years beginning on or after July 1, 2003 and before January 1, 2008, the tax imposed against each nursing home is equal to 6% of its annual net operating revenue for the corresponding whole or partial facility fiscal year; and

D. Beginning January 1, 2008 for any partial facility fiscal year and for whole facility fiscal years beginning on or after January 1, 2008, the tax imposed against each nursing home is equal to 5.5% of its annual net operating revenue for the corresponding whole or partial facility fiscal year.

## PART Y

**Sec. Y-1. 34-B MRSA §5481**, as enacted by PL 1995, c. 685, §1 and amended by PL 2003, c. 689, Pt. B, §6, is repealed.

## PART Z

**Sec. Z-1. Rename Office of Licensing and Regulatory Services program.** Notwithstanding any other provision of law, the "Office of Licensing and Regulatory Services" program within the Department of Health and Human Services is renamed the "Division of Licensing and Regulatory Services" program.

**Sec. Z-2. Rename State Boarding Homes program.** Notwithstanding any other provision of law, the "State Boarding Homes" program within the Department of Health and Human Services is renamed the "MR/Elderly PNMI Room and Board" program.

## PART AA

**Sec. AA-1. PL 2007, c. 240, Pt. X, §3** is amended to read:

**Sec. X-3. Authorized MaineCare program transfers defined.** The authority to transfer funds pursuant to section 2 of this Part is limited to the following General Fund programs:

1. Medical Care - Payments to Providers;
2. Nursing Facilities;
3. Medicaid Match - Mental Retardation;
4. Mental Health Services - Child Medicaid;

5. Mental Health Services - Community Medicaid;
6. Mental Retardation Waiver - MaineCare Waiver;
7. Office of Substance Abuse - Medicaid Seed;
8. Low-cost Drugs to Maine's Elderly; and
9. Bureau of Medical Services;:
10. Mental Retardation Waiver - Supports; and
11. MR/Elderly PNMI Room and Board.

## PART BB

**Sec. BB-1. Disproportionate Share - Dorothea Dix Psychiatric Center; lapsed balances.** Notwithstanding any other provision of law, \$730,641 of the unencumbered balance in fiscal year 2007-08 in the Disproportionate Share - Dorothea Dix Psychiatric Center General Fund account in the Department of Health and Human Services lapses to the General Fund in fiscal year 2007-08.

**Sec. BB-2. Disproportionate Share - Riverview Psychiatric Center; lapsed balances.** Notwithstanding any other provision of law, \$331,921 of the unencumbered balance in fiscal year 2007-08 in the Disproportionate Share - Riverview Psychiatric Center General Fund account in the Department of Health and Human Services lapses to the General Fund in fiscal year 2007-08.

## PART CC

**Sec. CC-1. PL 2007, c. 1, Pt. K, §1** is amended to read:

**Sec. K-1. Transfer from Personal Services - Dorothea Dix Psychiatric Center to All Other.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, available Personal Services salary savings in Dorothea Dix Psychiatric Center accounts, which result from Physician positions, Nurse positions and Psychologist positions that are vacant as a result of the inability to recruit, may be transferred to All Other by financial order upon recommendation of the State Budget Officer and approval of the Governor.

**Sec. CC-2. PL 2007, c. 1, Pt. K, §2** is amended to read:

**Sec. K-2. Transfer from Personal Services - Riverview Psychiatric Center to All Other.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, available Personal Services salary savings in Riverview Psychiatric Center accounts, which result from Physician positions, Nurse positions and Psychologist positions that are vacant as a result of the inability to recruit, may be transferred to All Other by financial order upon recommendation of the State Budget Officer and approval of the Governor.

## PART DD

**Sec. DD-1. Transfer of funds; leased space agreements.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, available balances of All Other appropriations in Department of Health and Human Services General Fund accounts may be transferred to the Office of Management and Budget General Fund account to be used to fund leased space agreements within the department. The amounts transferred pursuant to this section are considered adjustments to appropriations in fiscal year 2007-08 and fiscal year 2008-09. These funds may be transferred by financial order upon recommendation of the State Budget Officer and approval of the Governor.

## PART EE

**Sec. EE-1. 22 MRSA §1971, sub-§1,** as amended by PL 2007, c. 1, Pt. D, §3, is further amended to read:

**1. Establishment.** The position of school nurse consultant is established jointly within the department and the Department of Education. The Director of the Bureau of Health and the team leader of special services within the Department of Education jointly shall supervise the school nurse consultant.

## PART FF

**Sec. FF-1. Department of Conservation, Division of Forest Fire Control account; lapsed balances; General Fund.** Notwithstanding any other provision of law, \$28,960 of unencumbered balance forward in the Personal Services line category in the Division of Forest Fire Control, General Fund account in the Department of Conservation lapses to the General Fund at the close of fiscal year 2007-08.

## PART GG

**Sec. GG-1. Reorganization of accounts in the Department of Education.** Notwithstanding any other provision of law, the State Budget Officer in cooperation with the Commissioner of Education may create programs and accounts in fiscal year 2008-09 for the purpose of reorganizing accounts to improve the financial management and reporting of funds in the Department of Education. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, appropriations, allocations and positions in the Department of Education may be transferred by financial order between accounts in the same fund in fiscal year 2008-09 upon the recommendation of the State Budget Officer and approval of the Governor in order to implement improvements in the financial management and reporting of funds in the Department of Education. These transfers are considered adjustments to appropriations, allocations and positions in fiscal year 2008-09. The Commissioner of Education and the State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over education and cultural affairs reports of the transfers no later than January 15, 2009.

## PART HH

**Sec. HH-1. 8 MRSA §1036, sub-§5** is enacted to read:

**5. Report to board.** A nonstate entity that receives funds pursuant to subsection 2 shall submit an annual report to the board setting forth an itemization of all deposits and expenditures of funds received pursuant to subsection 2.

## PART II

**Sec. II-1. Transfer of funds from Bureau of Revenue Services Fund.** Notwithstanding any other provision of law, the State Controller shall transfer \$120,000 by June 30, 2008 and \$200,000 by June 30, 2009 from the Bureau of Revenue Services Fund in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund.

## PART JJ

**Sec. JJ-1. 4 MRSA §24, 4th ¶** is enacted to read:

Beginning with fiscal year 2007-08, the State Controller shall carry forward up to \$500,000 each fiscal year of unexpended appropriation fund balances in the Judicial Department operating budget, General Fund and shall transfer these funds to the Judicial Department Renovations and Repairs General Fund program, established in section 28, for allotment by financial order upon recommendation of the State Budget Officer and approval by the Governor. Before carrying forward and transferring these funds, the State Controller shall adjust the carry-forward amount for the amounts needed by the Judicial Department to meet all costs associated with personal services, including costs associated with collective bargaining agreements. The State Controller shall then transfer the net unexpended appropriation balances to the Judicial Department Renovations and Repairs General Fund program for use in the subsequent fiscal year. Any remaining balances lapse to the General Fund.

**Sec. JJ-2. 4 MRSA §28** is enacted to read:

### **§ 28. Judicial Department Renovations and Repairs program**

**1. Judicial Department Renovations and Repairs program.** The Judicial Department Renovations and Repairs program is established and must be used solely for capital improvements, renovations and repairs to the facilities owned or maintained by the Judicial Department.

**2. Unexpended funds.** Any unexpended funds appropriated by the Legislature or transferred to the Judicial Department Renovations and Repairs program General Fund account do not lapse, but must be carried forward to be used for its intended purpose.

**3. Report.** The State Court Administrator shall provide a report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs annually by January 15th that includes the status of any capital projects undertaken or completed during the most recently completed fiscal year and the current fiscal year, as well as the expenditures by project for the most recently completed and the current fiscal year.

## PART KK

### **Sec. KK-1. Legislative account; lapsed balances; Legislative-General Fund.**

Notwithstanding any other provision of law, \$122,350 of unencumbered balance forward in the Personal Services line category in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2007-08. In addition, \$194,600 of unencumbered balance forward in the Personal Services line category in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2008-09.

### **Sec. KK-2. Legislative account; lapsed balances; Law and Legislative Reference Library-General Fund.**

Notwithstanding any other provision of law, \$9,000 of unencumbered balance forward in the Personal Services line category in the Law and Legislative Reference Library General Fund account in the Legislature lapses to the General Fund in fiscal year 2007-08. In addition, \$15,000 of unencumbered balance forward in the Personal Services line category in the Law and Legislative Reference Library General Fund account in the Legislature lapses to the General Fund in fiscal year 2008-09.

### **Sec. KK-3. Legislative account; lapsed balances; Office of Program Evaluation and Government Accountability-General Fund.**

Notwithstanding any other provision of law, \$25,000 of unencumbered balance forward in the All Other line category in the Office of Program Evaluation and Government Accountability General Fund account in the Legislature lapses to the General Fund in fiscal year 2007-08. In addition, \$50,000 of unencumbered balance forward in the All Other line category in the Office of Program Evaluation and Government Accountability General Fund account in the Legislature lapses to the General Fund in fiscal year 2008-09.

## PART LL

**Sec. LL-1. 22 MRSA §661**, as amended by PL 2005, c. 683, Pt. A, §33, is further amended to read:

### **§ 661. Public policy**

In the interests of the public health and welfare of the people of this State, it is the declared public policy of this State that a facility licensed by the United States Nuclear Regulatory Commission and situated in the State must be accomplished in a manner consistent with protection of the public health and safety and in compliance with the environmental protection policies of this State. It is the purpose of this chapter, in conjunction with sections 671 to 690; Title 25, ~~sections~~section 51 and 52; and Title 35-A, sections 4351 to 4393, to exercise the jurisdiction of the State to the maximum extent permitted by the United States Constitution and federal law. Nothing in this chapter may be construed as an attempt by the State to regulate radiological health and safety reserved to the Federal Government by reason of the United States Atomic Energy Act of 1954, as amended.

**Sec. LL-2. 22 MRSA §674, sub-§5**, as repealed and replaced by 1987, c. 769, Pt. A, §70 and amended by PL 2003, c. 689, Pt. B, §6, is further amended to read:

**5. Coordination.** ~~In consultation with the State Nuclear Safety Advisor in fulfillment of the advisor's duties pursuant to Title 25, sections 51 and 52, the~~The commissioner shall serve as the coordinator of radiation activities among the Maine Emergency Management Agency, Department of Public Safety, Department of Health and Human Services and Department of Environmental Protection. The commissioner shall:

A. Consult with and review regulations and procedures of the agencies and federal law to assure consistency and to prevent unnecessary duplication, inconsistencies or gaps in regulatory requirements; and

B. Review, prior to ~~promulgation~~adoption, the proposed rules of all agencies of the State relating to use of control of radiation, to assure that these rules are consistent with ~~the Maine Administrative Procedure Act, Title 5, chapter 375, and rules of other agencies of the State. The review shall be~~must completed within 15 days.

If the commissioner determines that proposed rules are inconsistent with rules of other agencies of the State or federal law, the commissioner shall consult with the agencies involved in an effort to resolve these inconsistencies. In the event no inconsistency is reported within 15 days, the proposed rules shall bear presumed consistent for the purposes of this subsection. Upon notification by the commissioner that the inconsistency has not been resolved, the Governor may find that the proposed rules or parts of rules are inconsistent with rules of other agencies of the State or the Federal Government and may issue or order to that effect, in which event the proposed rules or parts of rules shall do not become effective. The Governor may direct, in the alternative, upon a similar determination, the appropriate agency or agencies to amend or repeal existing rules to achieve consistency with the proposed rules.

**Sec. LL-3. 22 MRSA §676, sub-§4,** as amended by PL 2005, c. 254, Pt. B, §9, is further amended to read:

**4. Radioactive waste.** The Department of Health and Human Services shall coordinate management of and shall serve as point of contact with the United States Nuclear Regulatory Commission for high-level and low-level radioactive wastes, in consultation with the Department of Environmental Protection ~~and the State Nuclear Safety Advisor in fulfillment of the State Nuclear Safety Advisor's duties pursuant to Title 25, sections 51 and 52.~~

**Sec. LL-4. 25 MRSA §51,** as amended by PL 1987, c. 519, §9 and PL 2003, c. 689, Pt. B, §6, is further amended to read:

## **§ 51. Agreements**

The Governor, the Department of Health and Human Services and other state agencies designated in Title 22, section 676, ~~in consultation with the State Nuclear Safety Advisor, in fulfillment of his duties pursuant to section 52, shall have authority to~~may enter into agreements, understandings or arrangements with any other department or agency of this State, any federal agency, state, political subdivision or person to provide for mutual aid plans, emergency plans, evacuation plans and their implementation, memoranda of understanding and any other agreements deemed necessary to protect public and property in this State from hazards or dangers from radiation, radioactive materials, nuclear materials or the occurrence of a

radiological incident as a result of the presence of, release of or emissions from radioactive materials, radioactivity or nuclear materials in this State. The hazards or dangers referred to in this section shall bear only those arising from the peaceful use, transportation or storage of nuclear or atomic materials.

**Sec. LL-5. 25 MRSA §52**, as amended by PL 2005, c. 254, Pt. B, §11, is repealed.

**Sec. LL-6. 35-A MRSA §116, sub-§8**, as amended by PL 2005, c. 3, Pt. J, §1 and c. 135, §3, is further amended to read:

**8. Public Advocate assessment.** Every utility subject to assessment under this section is subject to an additional annual assessment on its intrastate gross operating revenues to produce sufficient revenue for expenditures allocated by the Legislature for operating the Office of Public Advocate; ~~excluding amounts allocated for the full cost of the State Nuclear Safety Advisor established pursuant to Title 25, section 52.~~ The portion of this assessment applicable to each category of public utility is based on an accounting by the Public Advocate of resources devoted to matters related to each category. The Public Advocate shall develop a reasonable and practicable method of accounting for resources devoted by the Public Advocate to matters related to each category of public utility. Assessments on each public utility within each category must be based on the utility's gross intrastate operating revenues. The revenues produced from this assessment are transferred to the Public Advocate Regulatory Fund and may only be used to fulfill the duties specified in chapter 17. The assessments charged to utilities under this subsection are considered just and reasonable operating costs for rate-making purposes. The Public Advocate shall develop a method of accounting for staff time within the Office of Public Advocate. All professional and support staff shall account for their time in such a way as to identify the percentage of time devoted to public utility regulation and the percentage of time devoted to other duties that may be required by law.

A. The Public Advocate shall submit its budget recommendations as part of the unified current services budget legislation in accordance with Title 5, sections 1663 to 1665. The assessments and expenditures provided in this section are subject to legislative approval. The Public Advocate shall make an annual report of its planned expenditures for the year and on its use of funds in the previous year. The Public Advocate may also receive other funds as appropriated by the Legislature.

B. The Public Advocate may use the revenues provided in accordance with this section to fund the Public Advocate and 9 employees and to defray the costs incurred by the Public Advocate pursuant to this Title, including administrative expenses, general expenses, consulting fees and all other reasonable costs incurred to administer this Title.

C-1. Funds that are not expended at the end of a fiscal year do not lapse but must be carried forward to be expended for the purposes specified in this section in succeeding fiscal years.

## **PART MM**

**Sec. MM-1. 36 MRSA §4641-B, sub-§4**, as amended by PL 2007, c. 240, Pt. H, §1 and c. 427, §1, is repealed and the following enacted in its place:

**4. Distribution of State's share of proceeds.** The State Tax Assessor shall pay all net receipts received pursuant to this section to the Treasurer of State and shall at the same time provide the Treasurer of State with documentation showing the amount of revenues derived from the tax imposed by section 4641-A, subsection 1 and the amount of revenues derived from the tax imposed by section 4641-A, subsection 2. The Treasurer of State shall credit 1/2 of the revenues derived from the tax imposed by section 4641-A, subsection 1 to the General Fund and shall monthly pay the remaining 1/2 of such revenues to the Maine State Housing Authority, which shall deposit the funds in the Housing Opportunities for Maine Fund created in Title 30-A, section 4853, except that in fiscal year 2003-04, fiscal year 2004-05 and fiscal year 2005-06, \$7,500,000 of the remaining 1/2 of those revenues must be transferred to the General Fund before any payments are made to the Maine State Housing Authority, in fiscal year 2006-07, \$7,687,067 of the remaining 1/2 of those revenues must be transferred to the General Fund before any payments are made to the Maine State Housing Authority and in fiscal year 2007-08 and fiscal year 2008-09, \$5,000,000 of the remaining 1/2 of those revenues must be transferred to the General Fund before any payments are made to the Maine State Housing Authority. Beginning July 1, 2009, neither the Governor nor the Legislature may divert the revenues payable to the Housing Opportunities for Maine Fund to any other fund or for any other use. Any proposal to enact or amend a law to allow distribution of less than 1/2 of the revenues derived from the tax imposed by section 4641-A, subsection 1 to the Housing Opportunities for Maine Fund must be submitted to the Legislative Council and to the joint standing committee of the Legislature having jurisdiction over affordable housing matters at least 30 days prior to any vote or public hearing on the proposal. The Treasurer of State shall credit to the General Fund all of the revenues derived from the tax imposed by section 4641-A, subsection 2.

## PART NN

**Sec. NN-1. Carrying balance; Management Information Systems program, General Fund account.** Notwithstanding any other provision of law, any balance remaining from the \$3,500,000 appropriation in fiscal year 2007-08 to the Department of Education's Management Information Systems program, General Fund account in Public Law 2007, chapter 240, Part A, section 22 to provide statewide support for certain operational efficiencies, such as GIS routing software and consolidated payroll and accounting systems, associated with school consolidation does not lapse but must carry forward to June 30, 2009 to be used for the same purposes.

**Sec. NN-2. General Purpose Aid for Local Schools; lapsed balances; Department of Education, General Fund.** Notwithstanding any other provision of law, \$53,590 of unencumbered balance forward in the All Other line category in the General Purpose Aid for Local Schools, General Fund account in the Department of Education lapses to the General Fund at the close of fiscal year 2008-09.

## PART OO

**Sec. OO-1. 22 MRSA §1714-A, sub-§7,** as amended by PL 2003, c. 673, Pt. YYY, §1, is further amended to read:

**7. Other collection actions.** In addition to the other remedies provided in this section, the department may seek collection of any debt established under subsection 2 pursuant to Title 14, chapter 502, Title 36, chapter 7 and Title 36, section 5276-A.

A business entity, including a sole proprietorship, is considered out of business for the purposes of the department's recovering indebtedness if, after reasonable investigation, the department or its legal counsel has certified in writing that the business entity is no longer conducting operations and that there is no realistic expectation of collecting any significant money from the entity based upon one or more of the following conditions:

- A. The business entity has ceased offering retail or wholesale goods and services to the public;
- B. Upon reasonable investigation, nonexempt assets of the business entity of substantial value can not be identified or are otherwise unavailable for attachment and recovery;
- C. The business entity's physical location or locations of business are closed to the public;
- D. The business entity's corporate status is no longer in good standing;
- E. The business entity has admitted that it has insufficient assets to satisfy the debt;
- F. After reasonable investigation, the department or its counsel can not locate the business entity or identify the debtor's nonexempt assets; and
- G. The business entity has transferred substantially all of its business assets to a 3rd party and there are no recoverable assets as a result of the transfer.

Certification by the department that a business entity is out of business under this subsection does not preclude further collection and recovery procedures by the department, whether to formally adjudicate the indebtedness or to proceed with collection and recovery if the department becomes aware of facts that merit further recovery efforts.

**Sec. OO-2. 36 MRSA §111, sub-§5,** as amended by PL 2005, c. 332, §3, is further amended to read:

**5. Tax.** "Tax" means the total amount required to be paid, withheld and paid over or collected and paid over with respect to estimated or actual tax liability under this Title and any amount assessed by the State Tax Assessor pursuant to this Title, including any interest or penalties provided by law. For purposes of sections ~~171, 175-A, 176-A and 186~~this chapter, "tax" also means any fee, fine, penalty or other ~~obligation~~debt owed to the State provided for by law if this ~~obligation~~debt is subject to collection by the assessor pursuant to an ~~agreement entered into by the bureau and another agency of the State~~section 112-A.

**Sec. OO-3. 36 MRSA §112, sub-§9,** as amended by PL 2001, c. 439, Pt. L, §5, is further amended to read:

**9. Services provided to another agency of State.** ~~The assessor may undertake, by arrangement~~written agreement with another agency of the State, to provide or assist with revenue collection services for that agency ~~after consultation with the joint standing committee of the Legislature~~ having jurisdiction over state and local government matters.

**Sec. OO-4. 36 MRSA §112-A** is enacted to read:

**§ 112-A. Agreements for transfer from another state agency of debt for collection**

**1. Generally.** Any agency of the State may transfer to the bureau solely for the purposes of collection any fee, fine, penalty or other debt owed to the State provided for by law if the debt is final without further right of administrative or judicial review and if the transfer of the debt is made pursuant to a written agreement entered into by the bureau and that agency.

**2. Transfer of collected proceeds.** After the deduction of the assessor's collection fee authorized by subsection 3, the assessor shall remit collections of the transferred debt to the creditor agency.

**3. Collection fee.** A collection fee calculated pursuant to section 114 for service costs of the assessor in undertaking the collection of transferred debt may be charged to the creditor agency. The fee may be deducted from collected amounts transferred to the creditor agency and deposited in the Bureau of Revenue Services Fund, Internal Services Fund account authorized by section 114. If a creditor agency is either entitled to federal matching funds against all debts collected or required by federal regulations to specially handle debts collected, the assessor shall transfer to that creditor agency the gross proceeds from collections of the transferred debt, and that agency shall promptly reimburse the collection fee to the assessor for deposit in the Bureau of Revenue Services Fund, Internal Services Fund account.

**4. Accounting.** The creditor agency shall credit the account of the debtor with the full amount of the collected debt, including the collection fee retained by, or reimbursed to, the assessor, except that the collection fee may not be credited to the account of an individual required to make restitution as provided in Title 17-A, section 1152, subsection 2-A.

**5. Priority.** The assessor may proceed with collection of any tax, including transferred debt deemed a tax debt pursuant to section 111, subsection 5, in any order of priority among such tax obligations.

**Sec. OO-5. 36 MRSA §191, sub-§2, ¶II,** as amended by PL 2007, c. 328, §3, is further amended to read:

II. The disclosure to an authorized representative of the Maine Milk Commission of information on the quantity of packaged milk handled in the State and subject to the milk handling fee established in section 4902 and other information obtained by the assessor in the administration of chapter 721; ~~and~~

**Sec. OO-6. 36 MRSA §191, sub-§2, ¶JJ,** as enacted by PL 2007, c. 328, §4, is amended to read:

JJ. The disclosure to the State Purchasing Agent of a person's sales tax standing as necessary to enforce Title 5, section 1825-B, subsection 14-; and

**Sec. OO-7. 36 MRSA §191, sub-§2, ¶KK** is enacted to read:

KK. The disclosure to any state agency of information relating to the administration and collection of any debt transferred to the bureau for collection pursuant to section 112-A.

## PART PP

**Sec. PP-1. Transfer from Other Special Revenue Funds; Department of Public Safety, Office of the State Fire Marshal.** Notwithstanding any other provision of law, the State Controller shall transfer \$2,500,000 of surplus funds not needed for current operations by June 30, 2008 from the Office of the State Fire Marshal Other Special Revenue Funds account in the Department of Public Safety to the unappropriated surplus of the General Fund consistent with past practice.

## PART QQ

**Sec. QQ-1. 34-B MRSA §1001, sub-§8, ¶D**, as amended by PL 2005, c. 457, Pt. NN, §1 and affected by §8, is further amended to read:

D. ~~The~~Before June 7, 2008, the Elizabeth Levinson Center.

**Sec. QQ-2. 34-B MRSA §1204, sub-§2, ¶C**, as amended by PL 2007, c. 286, §1, is further amended to read:

C. The commissioner shall appoint the following officials to serve at the commissioner's pleasure:

- (1) Associate Commissioners;
- (2) Superintendent, Riverview Psychiatric Center;
- (3) Superintendent, Dorothea Dix Psychiatric Center;
- (6) ~~Director, Elizabeth Levinson Center;~~
- (8) Assistant to the Commissioner;
- (11) Director, Office of Substance Abuse, who shall report directly to the commissioner; and
- (12) Deputy Commissioner.

**Sec. QQ-3. 34-B MRSA §1204, sub-§3, ¶C** is enacted to read:

C. The commissioner may contract with a privately operated corporation for the operation of a facility to replace the Elizabeth Levinson Center.

**Sec. QQ-4. 34-B MRSA §5475, 1st ¶**, as amended by PL 1985, c. 503, §10, is further amended to read:

If the chief administrative officer of a facility or ~~his~~the chief administrative officer's designee, or the ~~director of the Elizabeth Levinson Center or his~~commissioner or the commissioner's designee, has determined that a client is not capable of giving informed consent to admission, the client may be admitted for extended care and treatment only after judicial certification pursuant to the following procedures.

**Sec. QQ-5. 34-B MRSA §6251, sub-§1**, as amended by PL 1995, c. 560, Pt. K, §75, is further amended to read:

**1. Elizabeth Levinson Center.** Until June 7, 2008, Elizabeth Levinson Center; and

**Sec. QQ-6. 34-B MRSA §6252**, as amended by PL 2003, c. 389, §25, is repealed.

**Sec. QQ-7. Effective date.** That section of this Part that repeals the Maine Revised Statutes, Title 34-B, section 6252 takes effect June 7, 2008.

## PART RR

**Sec. RR-1. 36 MRSA §2527**, as amended by PL 2007, c. 1, Pt. O, §§3 and 4 and affected by §9, is repealed.

**Sec. RR-2. 36 MRSA §5219-U**, as amended by PL 2007, c. 1, Pt. O, §§6 and 7 and affected by §9, is repealed.

**Sec. RR-3. Review by Maine Revenue Services; cross-references.** Maine Revenue Services shall review the Maine Revised Statutes and submit a bill to the First Regular Session of the 124th Legislature that includes all sections necessary to correct and update any cross-references in the statutes to provisions of law repealed in this Part.

## PART SS

**Sec. SS-1. 36 MRSA §2528**, as amended by PL 2007, c. 1, Pt. O, §5 and affected by §9, is repealed.

**Sec. SS-2. 36 MRSA §5219-V**, as amended by PL 2007, c. 1, Pt. O, §8 and affected by §9, is repealed.

**Sec. SS-3. Review by Maine Revenue Services; cross-references.** Maine Revenue Services shall review the Maine Revised Statutes and submit a bill to the First Regular Session of the 124th Legislature that includes all sections necessary to correct and update any cross-references in the statutes to provisions of law repealed in this Part.

## PART TT

**Sec. TT-1. 22 MRSA §3273, sub-§9**, as enacted by PL 1997, c. 643, Pt. WW, §1, is repealed.

## PART UU

**Sec. UU-1. 22 MRSA §1714-B**, as enacted by PL 2005, c. 12, Pt. ZZZ, §1 and amended by c. 342, §1 and affected by §2 and amended by c. 519, Pt. PP, §1, is further amended by adding at the end a new paragraph to read:

This section is repealed June 30, 2008.

**Sec. UU-2. 36 MRSA §2891, sub-§1**, as corrected by RR 2003, c. 2, §116, is amended to read:

**1. Hospital.** "Hospital" means an acute care health care facility with permanent inpatient beds planned, organized, operated and maintained to offer for a continuing period of time facilities and services for the diagnosis and treatment of illness, injury and deformity; with a governing board and an organized medical staff offering continuous 24-hour professional nursing care; with a plan to provide emergency treatment 24 hours a day and including other services as defined in rules of the Department of Health and Human Services relating to licensure of general and specialty hospitals; and that is licensed under Title 22, chapter 405 as a general hospital,or specialty hospital or critical access hospital. For purposes of this chapter, "hospital" does not include a critical access hospital, a nursing home or a publicly owned specialty hospital.

**Sec. UU-3. Application.** That section of this Part that amends the Maine Revised Statutes, Title 36, section 2891, subsection 1 applies to tax years beginning on or after June 30, 2008.

## PART VV

**Sec. VV-1. Establishment of joint purchasing pool for prescription drugs.** The Governor's Office of Health Policy and Finance shall establish a joint purchasing pool for the purpose of rebate negotiation, collection and dispute resolution for prescription drugs in order to reduce costs for public employees and dependents receiving prescription drug coverage through the State of Maine, the University of Maine System and the Maine Education Association. Other public employee groups may participate in the joint purchasing pool if they so desire.

**Sec. VV-2. Authorized representative.** The Governor's Office of Health Policy and Finance and the Department of Health and Human Services are designated as authorized representatives for the purpose of implementing and operating the joint purchasing pool under section 1. A 3rd-party administrator, a 3rd-party payor and a plan sponsor as defined in the Maine Revised Statutes, Title 22, section 8702 shall provide health care plan and claims data and information to an authorized representative upon request.

**Sec. VV-3. Amend current contracts.** The State shall amend current contracts as needed to implement the joint purchasing pool under section 1 and to achieve savings for the State and participating parties. The State shall fund the administrative costs associated with the administration of the joint

purchasing pool from the rebates realized as a result of the joint purchasing pool. Fifty percent of net savings realized as a result of the participation of public school employees in the joint purchasing pool must be set aside in an Other Special Revenue Funds account within the Department of Administrative and Financial Services and must be used to increase the State's contribution to the retired teachers health insurance program under the Maine Revised Statutes, Title 20-A, section 13451 in fiscal years 2009-10 and 2010-11. Fifty percent of net savings realized as a result of the participation of public school employees in the joint purchasing pool must be credited as undedicated revenue to the General Fund. Other parties in the pool must receive the net savings realized as a result of their participation; these savings must be sent to those parties following the reconciliation of the rebates and the conclusion of any appeals.

**Sec. VV-4. Adopt rules.** The Governor's Office of Health Policy and Finance may adopt rules to implement the joint purchasing pool under section 1. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

## PART WW

**Sec. WW-1. 30-A MRS §4852, sub-§2,** as amended by PL 1989, c. 6 and c. 9, §2 and repealed and replaced by c. 48, §§5 and 31 and amended by c. 104, Pt. C, §§8 and 10 and c. 581, §11, is further amended to read:

**2. Use of money.** Money in the fund may be used as provided in this subsection. As the first priority, for the fiscal year beginning July 1, 2008 and annually thereafter, at least \$2,972,414 must be provided to the Department of Health and Human Services for the costs of its bridging rental assistance program.

A. Money in the Housing Opportunities for Maine Fund may be applied to:

- (1) Reduce the rate of interest on or the principal amount of such mortgage loans as the Maine State Housing Authority determines;
- (2) Reduce payments by persons of low-income for the rental of single-family or multi-unit residential housing;
- (3) Make mortgage loans and such other types of loans or grants as the Maine State Housing Authority determines;
- (4) Fund reserve funds for, pay capitalized interest on, pay costs of issuance of or otherwise secure and facilitate the sale of the Maine State Housing Authority's bonds issued under this subchapter;

(5) Pay the administrative costs of state public bodies or other public instrumentalities and private, nonprofit corporations directly associated with housing projects; and

(6) Otherwise make the costs of single-family or multi-unit residential housing affordable by persons of low-income.

A-1. In addition to the uses provided in paragraph A, the following may be used to pay the administrative costs of the authority's programs:

(1) No more than 3% of the money in the fund, other than amounts derived from the dedication of the tax on real estate transfers established in Title 36, chapter 711-A;

(2) Any earnings from the fund; and

(3) Any recoveries to the fund, including, but not limited to, repayments, recaptures of principal and recaptures of interest owed.

B. Notwithstanding the requirements of section 4702, subsection 10, mortgage loans made or assisted with money from the fund may be secured by a mortgage ~~which~~that does not constitute a first lien.

C. If any money in the Housing Opportunities for Maine Fund is used in conjunction with or as part of the issuance of any mortgage purchase bonds and the proceeds of the bonds are allocated by the Maine State Housing Authority to assist in the acquisition of housing, the Maine State Housing Authority may require that the purchaser of the housing make a minimum down payment in an amount determined by the Maine State Housing Authority; except that any such requirement ~~shall~~does not apply to mortgage loans insured or guaranteed by the United States Veterans Administration, the Federal Housing Administration or any other agency of the Federal Government that allows for a lesser down payment than that required by the Maine State Housing Authority. The Maine State Housing Authority may not limit the maximum down payment that may be required.

D. Money in the fund may be provided to 3rd parties to provide reasonable administrative support and planning funds for the development or specific creation of new housing units or the rehabilitation of dilapidated or substandard existing housing units.

## PART XX

**Sec. XX-1. 22 MRSA §3762, sub-§3, ¶B,** as amended by PL 2001, c. 338, §§1 to 3, is further amended to read:

B. The department may use funds, insofar as resources permit, provided under and in accordance with the United States Social Security Act or state funds appropriated for this purpose or a combination of state and federal funds to provide assistance to families under this chapter. In addition to assistance for families described in this subsection, funds must be expended for the following purposes:

(1) To continue the pass-through of the first \$50 per month of current child support collections and the exclusion of the \$50 pass-through from the budget tests and benefit calculations;

(2) To provide financial and medical assistance to certain noncitizens legally admitted to the United States. Recipients of assistance under this subparagraph are limited to the categories of noncitizens who would be eligible for the TANF or Medicaid programs but for their status as aliens under PRWORA. Eligibility for the TANF and Medicaid programs for these categories of noncitizens must be determined using the criteria applicable to other recipients of assistance from these programs;

(3) To provide benefits to certain 2-parent families whose deprivation is based on physical or mental incapacity;

(4) To provide an assistance program for needy children, 19 to 21 years of age, who are in full-time attendance in secondary school. The program is operated for those individuals who qualify for TANF under the United States Social Security Act, except that they fail to meet the age requirement, and is also operated for the parent or caretaker relative of those individuals. Except for the age requirement, all provisions of TANF, including the standard of need and the amount of assistance, apply to the program established pursuant to this subparagraph;

(5) To provide assistance for a pregnant woman who is otherwise eligible for assistance under this chapter, except that she has no dependents under 19 years of age. An individual is eligible for the monthly benefit for one eligible person if the medically substantiated expected date of the birth of her child is not more than 90 days following the date the benefit is received;

(6) To provide a special housing allowance for TANF families whose shelter expenses for rent, mortgage or similar payments, homeowners insurance and property taxes equal or exceed 75% of their monthly income. The special housing allowance is limited to ~~\$50~~\$100 per month for each family. For purposes of this subparagraph, "monthly income" means the total of the TANF monthly benefit and all income countable under the TANF program, plus child support received by the family, excluding the \$50 pass-through payment;

(7) In determining benefit levels for TANF recipients who have earnings from employment, the department shall disregard from monthly earnings the following:

- (a) One hundred and eight dollars;
  - (b) Fifty percent of the remaining earnings that are less than the federal poverty level; and
  - (c) All actual child care costs necessary for work, except that the department may limit the child care disregard to \$175 per month per child or \$200 per month per child under 2 years of age or with special needs;
- (8) In cases when the TANF recipient has no child care cost, the monthly TANF benefit is the maximum payment level or the difference between the countable earnings and the standard of need established by rule adopted by the department, whichever is lower;
- (9) In cases when the TANF recipient has child care costs, the department shall determine a total benefit package, including TANF cash assistance, determined in accordance with subparagraph (7) and additional child care assistance, as provided by rule, necessary to cover the TANF recipient's actual child care costs up to the maximum amount specified in section 3782-A, subsection 5. The benefit amount must be paid as provided in this subparagraph.
- (a) Before the first month in which child care assistance is available to an ASPIRE-TANF recipient under this paragraph and periodically thereafter, the department shall notify the recipient of the total benefit package and the following options of the recipient: to receive the total benefit package directly; or to have the department pay the recipient's child care assistance directly to the designated child care provider for the recipient and pay the balance of the total benefit package to the recipient.
  - (b) If an ASPIRE-TANF recipient notifies the department that the recipient chooses to receive the child care assistance directly, the department shall pay the total benefit package to the recipient.
  - (c) If an ASPIRE-TANF recipient does not respond or notifies the department of the choice to have the child care assistance paid directly to the child care provider from the total benefit package, the department shall pay the child care assistance directly to the designated child care provider for the recipient. The department shall pay the balance of the total benefit package to the recipient;
- (10) Child care assistance under this paragraph must be paid by the department in a prompt manner that permits an ASPIRE-TANF recipient to access child care necessary for work; and

(11) The department shall adopt rules pursuant to Title 5, chapter 375 to implement this subsection. Rules adopted pursuant to this subparagraph are routine technical rules as defined in Title 5, chapter 375, subchapter H-A2-A.

**Sec. XX-2. 22 MRSA §3762, sub-§8, ¶D** is enacted to read:

D. The department shall provide limited transitional food benefits to meet needs of ASPIRE-TANF program participants who lose eligibility for TANF assistance due to employment on or after July 1, 2008. Benefits must be provided for 3 years following loss of TANF eligibility and may not exceed \$100 per month per family for the first year, \$75 per month per family for the 2nd year and \$50 per month per family for the 3rd year.

**Sec. XX-3. 22 MRSA §4301, sub-§3**, as enacted by PL 1983, c. 577, §1, is amended to read:

**3. Eligible person.** "Eligible person" means a person who is qualified to receive general assistance from a municipality according to standards of eligibility determined by the municipal officers whether or not that person has applied for general assistance. Beginning July 1, 2008, "eligible person" does not include any person in a family receiving benefits from TANF, as defined in section 3762, subsection 1, paragraph E.

**Sec. XX-4. 22 MRSA §4301, sub-§6**, as amended by PL 1991, c. 622, Pt. M, §20, is further amended to read:

**6. Household.** "Household" means an individual or a group of individuals who share a dwelling unit. When an applicant shares a dwelling unit with one or more individuals, even when a landlord-tenant relationship may exist between individuals residing in the dwelling unit, eligible applicants persons who apply for general assistance may receive assistance for no more than their pro rata share of the actual costs of the shared basic needs of that household according to the maximum levels of assistance established in the municipal ordinance. The income of household members not legally liable for supporting the household is considered available to the applicant only when there is a pooling of income.

**Sec. XX-5. 22 MRSA §4308, sub-§1**, as amended by PL 1993, c. 410, Pt. AAA, §6, is further amended to read:

**1. Initial and subsequent applications.** Except as provided in section 4316-A, subsection 1-A, a person who makes an application for assistance; who has not applied for assistance in that or any other municipality must have that person's eligibility determined solely on the basis of need, except that a person in a family receiving benefits from TANF, as defined in section 3762, subsection 1, paragraph E, on or after July 1, 2008 is not eligible for general assistance. All applications for general assistance that are not initial applications are repeat applications. The eligibility of repeat applicants must be determined on the basis of need and all other conditions of eligibility established by this chapter and municipal ordinance.

**Sec. XX-6. 22 MRSA §4308, sub-§2**, as amended by PL 1999, c. 45, §1, is further amended to read:

**2. Emergencies.** A person who does not have sufficient resources to provide one or more basic necessities in an emergency is eligible for emergency general assistance, even when that applicant has been found ineligible for nonemergency general assistance, except as provided in this subsection. Beginning July 1, 2008, a person in a family receiving benefits from TANF, as defined in section 3762, subsection 1, paragraph E, is not eligible for emergency general assistance.

A. A person who is currently disqualified from general assistance for a violation of section 4315, 4316-A or 4317 is ineligible for emergency assistance under this subsection.

B. Municipalities may by standards adopted in municipal ordinances restrict the disbursement of emergency assistance to alleviate emergency situations to the extent that those situations could not have been averted by the applicant's use of income and resources for basic necessities. The person requesting assistance shall provide evidence of income and resources for the applicable time period.

A municipality may provide emergency assistance when the municipality determines that an emergency is imminent and that failure to provide assistance may result in undue hardship and unnecessary costs.

## PART YY

**Sec. YY-1. State agency function efficiencies.** Notwithstanding any provision of law to the contrary, the following departments, under the direction of the Commissioner of Administrative and Financial Services and the Director of the State Planning Office within the Executive Department, shall, by June 30, 2008, implement a plan of consolidation, eliminating duplication or creating greater efficiencies in the following functions:

1. Ministerial licensing and registration: Department of Agriculture, Food and Rural Resources, Department of Conservation, Department of Inland Fisheries and Wildlife, Department of Marine Resources and Department of Professional and Financial Regulation;

2. Food safety inspection: Department of Agriculture, Food and Rural Resources and Department of Health and Human Services; and

3. Drinking water and septic systems regulation: Department of Environmental Protection and Department of Health and Human Services.

The plan must be designed to achieve a savings of \$250,000 during fiscal year 2008-09.

If the commissioners of the affected departments identify a conflict or inconsistency between provisions in the Maine Revised Statutes or rules adopted by the agencies, the commissioners shall attempt to resolve that conflict or inconsistency by interpreting the laws or rules together to give effect to the intent of the Legislature or agency, as the case may be. If the commissioners determine rulemaking is required to resolve a conflict or inconsistency, the commissioners may adopt rules as authorized by law. In adopting rules under this section, the commissioners have sole discretion to determine whether an emergency exists. The commissioners shall notify the members of the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs prior to adopting any emergency rule under this section. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A. If the commissioners determine

that legislation is required to resolve a conflict or inconsistency, the commissioners shall jointly submit proposed legislation necessary to fully implement the intent of this Part by October 1, 2008 to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs, and the joint standing committee may submit legislation to the First Regular Session of the 124th Legislature based on the proposed legislation.

**Sec. YY-2. Merger.** The Department of Agriculture, Food and Rural Resources, Department of Conservation, Department of Inland Fisheries and Wildlife and Department of Marine Resources shall merge into not more than 2 natural resources departments in accordance with this section.

1. In collaboration with the Commissioner of Administrative and Financial Services and the Director of the State Planning Office within the Executive Department, the Commissioner of Agriculture, Food and Rural Resources, Commissioner of Conservation, Commissioner of Inland Fisheries and Wildlife and Commissioner of Marine Resources shall submit a plan for organization of their departments into not more than 2 natural resources departments and implementing legislation to the First Regular Session of the 124th Legislature by January 1, 2009. The department or departments of natural resources must at a minimum contain offices of law enforcement; resource management; policy, planning and operations; and land management.

2. In developing the reorganization plan, the Commissioner of Agriculture, Food and Rural Resources, Commissioner of Conservation, Commissioner of Inland Fisheries and Wildlife and Commissioner of Marine Resources shall, in collaboration with the Commissioner of Administrative and Financial Services and the Director of the State Planning Office within the Executive Department:

- A. Seek reorganization ideas from Legislators, members of the public, businesses, outside experts and others served by the departments being reorganized; accept information; and address concerns;
- B. Cooperate with other entities of State Government;
- C. Enhance services provided to natural resources-based businesses and industries and for outdoor recreation, natural resources management and environmental protection;
- D. Integrate research, scientific, land management, enforcement and outreach, promotion and education functions;
- E. Utilize advances in science and technology and plan for trends in natural resources, recreation activity, environmental management and business sector needs;
- F. Maximize natural resources, environmental and economic benefits;
- G. Coordinate and streamline functions, services and activities;
- H. Eliminate duplication of services and administrative activities; and
- I. Create efficiencies and cost savings in the provision of services to be directed in the future to the needs of the new natural resources department or departments.

3. The Department of Agriculture, Food and Rural Resources, Department of Conservation, Department of Inland Fisheries and Wildlife and Department of Marine Resources shall, using existing funds and in a process administered through the Executive Department, State Planning Office, contract

with a consultant to analyze existing department functions, research approaches to natural resources departments' organization in other states, conduct stakeholder outreach, develop reorganization plan options and write the rationale for each option.

4. The plan developed pursuant to this section must, at a minimum, clearly articulate, regarding the reassignment of powers, duties and responsibilities from the entities in existence on the effective date of this Part to the entities that will result from the reorganization:

A. An outline of:

(1) The structure of the reorganized agencies, including the number, title and functions of bureaus and divisions within bureaus;

(2) The administrative structure of the reorganized agencies; and

(3) Program and service delivery functions;

B. The disposition of accrued expenditures, assets, liabilities, balances of appropriations, allocations, transfers, revenues or other available funds in an account or subdivision of an account. The plan must identify the successor agency for each federal block grant or program and any other federal programs, grants and contracts;

C. The disposition of records;

D. The disposition of property and equipment; and

E. The disposition of personnel. The plan must also include detailed information about positions that are eliminated or reclassified. Employees holding positions that are transferred retain all their employee rights, privileges and benefits, including sick leave, vacation and seniority, provided under the Civil Service Law or collective bargaining agreements.

5. Rules, contracts, agreements and compacts of the affected agencies that are in effect on the effective date of this Part remain in effect until they expire or are rescinded, revised or amended by the agencies or the parties involved in the contracts, agreements or compacts.

**Sec. YY-3. Calculation and transfer; General Fund savings through increased efficiencies.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amounts of savings from increased efficiencies that result from this Part that apply against each General Fund account and shall transfer the amounts by financial order upon approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2008-09. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts not later than January 15, 2009.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

## **SUMMARY**

### **PART A**

This Part makes appropriations and allocations of funds for the 2008-2009 biennium.

### **PART B**

This Part makes appropriations and allocations of funds for approved reclassifications and range changes.

### **PART C**

This Part provides the recommended funding level for general purpose aid for local schools. It specifies a mill expectation of 6.54 for fiscal year 2008-09; the total cost of funding public education from kindergarten to grade 12, consisting of total operating allocation, total debt service allocation and total adjustments and miscellaneous costs; and the state and local share of those costs.

### **PART D**

This Part makes appropriations and allocations of funds for initiatives that streamline State Government.

### **PART E**

This Part is associated with the streamlining initiatives in Part D and does the following.

1. It authorizes the State Controller and the Treasurer of State to establish an electronic funds transfer system for the purpose of transferring directly into payees' accounts held at accredited financial institutions the payment of any amount or obligation owed by the State.

2. It repeals the requirement that the Department of Inland Fisheries and Wildlife provide summaries of fish and wildlife laws with each license or registration purchased, in order to implement proposed changes to the current schedule and method of providing these summaries. It also amends various provisions of law to reflect the repeal of the Maine Revised Statutes, Title 12, section 10103, subsection 7.

3. It requires the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs to review the Office of Program Evaluation and Government Accountability's report and the Office of Fiscal and Program Review's analysis on administrative positions within state agencies and to include its recommendations in the next supplemental budget bill following its review.

4. It recognizes additional undedicated revenue to the General Fund in fiscal year 2008-09 from a new policy implemented by the Treasurer of State that reduces the earnings distribution costs for the Treasurer of State's cash pool by retaining the float earnings bonus for the General Fund.

5. It provides that a total of \$60,000 from the legislative General Fund account and \$100,000 from the Office of Program Evaluation and Government Accountability General Fund account within the Legislature lapses to the General Fund in fiscal year 2007-08.

6. It requires the State Budget Officer to calculate and transfer by financial order, as adjustments to appropriations, savings in the cost of property insurance and vehicle liability insurance; savings in

central services; savings in the cost of telecommunications; savings in the cost of technology training; and savings in the cost of postal activities and printing in Part D.

7. It authorizes the Director of the Office of Information Technology within the Department of Administrative and Financial Services to transfer by financial order positions to achieve the consolidation of the postal and printing functions.

8. It requires the Commissioner of Administrative and Financial Services to identify and eliminate contracts for general advertising.

9. It also requires the Commissioner of Administrative and Financial Services to reduce newspaper advertisements for state employment opportunities to the extent possible and requires that all employment opportunities be posted on the Internet instead of in newspapers unless the vacancy is specialized and approval for newspaper advertisement is granted by the Department of Administrative and Financial Services, Bureau of Human Resources.

## **PART F**

This Part directs the Department of Health and Human Services and the Department of Agriculture, Food and Rural Resources to redefine the jurisdictions of the 2 departments in the food inspection process to eliminate dual licensing processes.

## **PART G**

This Part provides for the reorganization of the Department of Agriculture, Food and Rural Resources, State Harness Racing Commission and the Department of Public Safety, Gambling Control Board through the creation of a separate unit within the Department of Public Safety. It eliminates one Executive Director position and provides for the reallocation of other positions.

## **PART H**

This Part does the following:

1. It requires the State Controller to transfer \$500,000 by June 30, 2008 and \$500,000 by June 30, 2009 from the Accident, Sickness and Health Insurance Internal Service Fund in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund. The State Controller is also required to transfer the equitable share of health insurance savings to each participating fund by June 30, 2008 and June 30, 2009. The fund transfers are to recognize health insurance savings achieved through changes to be adopted by the State Employee Health Commission;

2. It also requires the transfer of \$10,438,051 representing the health insurance excess equity reserve balance to the unappropriated surplus of the General Fund by June 30, 2008 and the equitable share transfer to each participating fund by June 30, 2008; and

3. It also requires the transfer of \$9,936,891 representing the retiree health insurance excess equity reserve balance to the unappropriated surplus of the General Fund by June 30, 2008 and the equitable share transfer to each participating fund by June 30, 2008.

## **PART I**

This Part does the following:

1. It authorizes the Department of Administrative and Financial Services, Office of Information Technology to enter into financing arrangements on or after July 1, 2009 for the acquisition of hardware, software and systems to support the operations of the Statewide Radio and Network System Reserve Fund established in the Maine Revised Statutes, Title 5, section 1520; and
2. It authorizes the Chief Information Officer within the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2007-08, 2008-09 and 2009-10 for the acquisition of a statewide enterprise system to facilitate e-mail archiving and related activities, including software, necessary hardware and peripherals and contractual services associated with the implementation and deployment of the system.

#### **PART J**

This Part authorizes the State Controller to transfer \$14,648 in unexpended funds from the Maine Asthma and Lung Disease Research Fund Other Special Revenue Funds account within the Department of Administrative and Financial Services in fiscal year 2007-08 to General Fund unappropriated surplus.

#### **PART K**

This Part authorizes the State Controller to transfer funds from the Department of Inland Fisheries and Wildlife carrying account to several program accounts for various purposes within the department.

#### **PART L**

This Part transfers \$2,425,000 from General Fund undedicated revenue to the Maine Clean Election Fund in fiscal year 2009-10 and \$2,000,000 in fiscal year 2010-11.

#### **PART M**

This Part requires that the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations set off lottery winnings against Maine liquidated tax debts.

#### **PART N**

This Part does the following.

1. It removes the Deputy Commissioner of Health, Integrated Access and Strategy, Department of Health and Human Services from the list of state officials and employees within salary range 90.
2. It removes language specifying the titles of deputy commissioners of the Department of Health and Human Services whose salaries are within salary range 38.
3. It retains the designation in existing law of deputy commissioners of the Department of Health and Human Services as major policy-influencing positions and eliminates the specific designation with respect to other staff of the department.
4. It repeals redundant text in the Maine Revised Statutes, Title 22, section 1 concerning the establishment of the department and appointment of the Commissioner of Health and Human Services. The bill also repeals language about the qualifications required of certain bureau directors.

5. It repeals Title 22, section 6, which describes the commissioner's authority to distribute the functions of the department among the various offices. This text is moved to Title 22-A, section 205.

6. It amends Title 22-A, section 205 by moving text in from Title 22 to explain the commissioner's authority to delegate and reassign functions of the department to different offices from time to time. It describes the commissioner's authority to appoint senior staff without listing detailed titles for each.

7. It repeals Title 34-B, section 1203, which describes additional duties of the commissioner, and moves the text to Title 22-A, section 206.

8. It repeals Title 34-B, section 1204, which describes additional powers of the commissioner relating to state institutions, clinical directors, lease of buildings, nurse training, appearances by employees in Probate Court, physicians, contracts with health care servicing entities and ad hoc committee compensation, and moves the text, with minor amendments, to Title 22-A, section 207.

9. It corrects statutory cross-references to reflect changes made in this Part.

### **PART O**

This Part amends the Maine Revised Statutes, Title 5, section 1767 to clarify the authority of the Bureau of General Services to enter into agreements to conduct energy projects at state facilities. It authorizes the bureau to enter into agreements specifically in pursuit of projects at state facilities for on-site generation or cogeneration of energy for use at those facilities and elsewhere. It requires legislative review and approval through the usual budget process for any agreement requiring new expenditures that cannot be absorbed. Otherwise, the bureau is authorized to proceed with such energy independence projects.

### **PART P**

This Part approves the cost items in collective bargaining agreements reached by the Judicial Department and the bargaining units pursuant to the Maine Revised Statutes, Title 26, section 1285.

### **PART Q**

This Part changes certain reporting dates for odd-numbered years for the Consensus Economic Forecasting Commission and for the Revenue Forecasting Committee.

### **PART R**

This Part directs the Department of Education to review the Western Maine Educational Collaborative's initiative to establish a cooperative purchase system to achieve cost efficiencies. This initiative uses a secure online portal that brings buyers and sellers together and allows a multitude of sellers to respond to multiple bids, a process that decreases prices. The Department of Education is directed to assess the scalability and application of this initiative for schools statewide and to report its results and recommendations to the Joint Standing Committee on Education and Cultural Affairs by September 30, 2008.

### **PART S**

This Part ensures the confidentiality of internal audit working papers belonging to the Department of Administrative and Financial Services, Office of the State Controller.

#### **PART T**

This Part provides for the reorganization of the Department of Professional and Financial Regulation. It also eliminates the Administrator, Office of Securities from salary range 88 in the Maine Revised Statutes, Title 2, section 6, subsection 4 while correcting a conflict that was created when Public Law 2007, chapter 240, Part HH, section 1 and chapter 273, Part B, section 2 both amended that provision of law.

#### **PART U**

This Part does the following:

1. It lapses \$15,000 of unencumbered balance forward in the Personal Services line category in the Salary Plan, General Fund account in the Department of Administrative and Financial Services to the General Fund at the close of fiscal year 2008-09; and
2. It lapses \$150,000 of unencumbered balance forward in the All Other line category in the Office of the State Controller - Carrying, General Fund account in the Department of Administrative and Financial Services to the General Fund at the close of fiscal year 2008-09.

#### **PART V**

This Part directs the State Controller to transfer \$400,000 by June 30, 2008 and \$350,000 by August 15, 2008 from the unappropriated surplus of the General Fund to the Callahan Mine Site Restoration Other Special Revenue Funds program within the Department of Transportation.

#### **PART W**

This Part does the following.

1. It adds the positions of one Team Leader/Policy Director, one Education Specialist III, one Office Associate II and one Office Specialist I to the positions in the Management Information Systems program funded from the General Purpose Aid to Local Schools account that support the implementation of the requirements of the Essential Programs and Services Funding Act.
2. It authorizes the Commissioner of Education to pay costs from the General Purpose Aid for Local Schools account to support the Personal Services and All Other costs for 2 Education Specialist II and 2 Office Associate II positions to provide for the coordination of education, treatment and other services for juvenile offenders at the Mountain View Youth Development Center and the Long Creek Youth Development Center.
3. It authorizes the Commissioner of Education to pay costs from the General Purpose Aid to Local Schools account to support the Personal Services and All Other costs for 1 teacher position to provide special education instruction to juvenile offenders at the Mountain View Youth Development Center and for 2 teacher positions to provide special education instruction to juvenile offenders at the Long Creek Youth Development Center.

**PART X**

This Part revises the basis for applying residential treatment facilities and nursing facilities taxes effective January 1, 2008. For the residential treatment facilities tax, the tax is reduced from 6% of annual gross patient services revenue to 5.5% of annual gross patient services revenue. For the nursing facilities tax, the tax is reduced from 6% of annual net operating revenue to 5.5% of annual net operating revenue.

**PART Y**

This Part repeals provisions related to rates for fee-for-service or grant-in-aid programs paid by the Department of Health and Human Services to private agencies providing services to individuals with mental retardation.

**PART Z**

This Part renames 2 programs of the Department of Health and Human Services.

**PART AA**

This Part authorizes the transfer of funds between the Mental Retardation Waiver - Supports program, the MR/Elderly PNMI Room and Board program and other MaineCare programs.

**PART BB**

This Part does the following:

1. It lapses \$730,641 of the unencumbered balance in the Disproportionate Share - Dorothea Dix Center General Fund account in the Department of Health and Human Services to the General Fund in fiscal year 2007-08; and
2. It lapses \$331,921 of the unencumbered balance in the Disproportionate Share - Riverview Psychiatric Center General Fund account in the Department of Health and Human Services to the General Fund in fiscal year 2007-08.

**PART CC**

This Part adds salary savings balances from vacant Nurse and Psychologist positions in the Dorothea Dix Psychiatric Center and Riverview Psychiatric Center accounts to those salary savings balances that are authorized to be transferred to All Other upon recommendation of the State Budget Officer and approval of the Governor.

**PART DD**

This Part authorizes the transfer of available All Other balances in Department of Health and Human Services General Fund accounts to the Office of Management and Budget General Fund account to fund leased space agreements upon recommendation of the State Budget Officer and approval of the Governor. These transfers are considered adjustments to appropriations in fiscal years 2007-08 and fiscal year 2008-09.

**PART EE**

This Part ensures that the school nurse consultant position, which is established jointly within the Department of Health and Human Services and the Department of Education, is also jointly supervised by staff of those 2 departments.

#### **PART FF**

This Part lapses \$28,960 of unencumbered balance forward in the Personal Services line category in the Division of Forest Fire Control, General Fund account in the Department of Conservation to the General Fund at the close of fiscal year 2007-08.

#### **PART GG**

This Part authorizes the State Budget Officer in cooperation with the Commissioner of Education to reorganize programs and accounts in the Department of Education for the purpose of improving financial management and reporting within the department.

#### **PART HH**

This Part requires that all nonstate entities receiving funds under the laws governing the allocation of slot machine income submit an annual report to the Gambling Control Board setting forth an itemization of all deposits and expenditures of funds received pursuant to subsection 2.

#### **PART II**

This Part requires the State Controller to transfer \$120,000 by June 30, 2008 and \$200,000 by June 30, 2009 from the Bureau of Revenue Services Fund in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund.

#### **PART JJ**

This Part authorizes the State Controller to transfer by financial order up to \$500,000 each year from unexpended appropriation balances to the Judicial Department Renovations and Repairs program account, and it establishes the Judicial Department Renovations and Repairs program and authorizes any unexpended funds to carry forward and requires a report by the State Court Administrator annually to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs on the nature of the projects funded.

#### **PART KK**

This Part provides that a total of \$415,950 from legislative accounts within the Legislature lapses to the General Fund over the 2008-2009 biennium. As a result of the downward adjustments to General Fund revenue for the current biennium, these adjustments will achieve the target figures of \$156,350 in fiscal year 2007-08 and \$259,600 in fiscal year 2008-09, as established by the Department of Administrative and Financial Services, Bureau of the Budget for the legislative branch.

#### **PART LL**

This Part repeals language that establishes the State Nuclear Safety Advisor in the Office of Public Advocate and corrects cross-references to the repealed section of law.

**PART MM**

This Part corrects a conflict created when Public Law 2007, chapter 240, Part H, section 1 and Public Law 2007, chapter 427, section 1 both amended the same section of law. This Part corrects the conflict by establishing July 1, 2009 as the date on and after which neither the Governor nor the Legislature may divert the revenues payable to the Housing Opportunities for Maine Fund to any other fund or for any other use.

**PART NN**

This Part does the following.

1. It requires the Management Information Systems program, General Fund account to carry forward any balance remaining from the \$3,500,000 appropriation in fiscal year 2007-08 in Public Law 2007, chapter 240, Part A, section 22 for continued use in fiscal year 2008-09 for its intended purpose.

2. It lapses \$53,590 of unencumbered balance forward in the All Other line category in the General Purpose Aid for Local Schools, General Fund account in the Department of Education to the General Fund at the close of fiscal year 2008-09.

**PART OO**

This Part provides that the Department of Health and Human Services may seek collection of any debt established under the Maine Revised Statutes, Title 22, section 1714-A by transferring the debt to the Department of Administrative and Financial Services, Bureau of Revenue Services for collection by the bureau under its tax collection authority.

This Part also clarifies that the Department of Health and Human Services may seek collection of any debt established under Title 22, section 1714-A by using the set-off procedure provided by Title 36, section 5276-A.

This Part also specifies procedures for administering the transfer, collection and accounting of debt transferred by another state agency to the Bureau of Revenue Services pursuant to Title 36, section 112, subsection 9. This Part also extends the definition of "tax" to all collection provisions of Title 36, chapter 7.

**PART PP**

This Part authorizes the State Controller to transfer \$2,500,000 of surplus funds not needed for current operations by June 30, 2008 from the Office of the State Fire Marshal Other Special Revenue Funds account in the Department of Public Safety to the unappropriated surplus of the General Fund consistent with past practice.

**PART QQ**

This Part eliminates the requirement as of June 7, 2008 that the Department of Health and Human Services maintain the Elizabeth Levinson Center as a state institution and instead gives the Commissioner of Health and Human Services the power to contract with a privately operated corporation to operate a facility that replaces the center.

**PART RR**

This Part repeals the educational attainment investment tax credits in the income tax and insurance premiums tax statutes. The credits are currently scheduled to take effect in 2009.

**PART SS**

This Part repeals the recruitment credits in the income tax and insurance premiums tax statutes. The credits are currently scheduled to take effect in 2009.

**PART TT**

This Part repeals the provision that requires the Department of Health and Human Services to provide Supplemental Security Income to legal aliens.

**PART UU**

This Part repeals the provision that governs the reimbursement of critical access hospitals at 117% of allowable costs, effective June 30, 2008. It also revises the definition of hospital for the purpose of payment of the hospital tax to exclude critical access hospitals.

**PART VV**

This Part requires the Governor's Office of Health Policy and Finance to implement a joint purchasing pool for prescription drugs. This collaborative is intended to maximize savings for public employers and employees through the negotiation of favorable drug rebate arrangements.

**PART WW**

This Part establishes the bridging rental assistance program of the Department of Health and Human Services as the first priority for funding in the Housing Opportunities for Maine Program. Beginning with fiscal year 2008-09, at least \$2,972,414 must be provided annually to the department for program operations.

**PART XX**

This Part makes TANF recipients ineligible for both nonemergency and emergency general assistance beginning July 1, 2008. To offset the loss of general assistance benefits to this group, this Part increases the special housing allowance available to certain TANF recipients from \$50 to \$100. In addition, this Part provides a new transitional benefit to TANF recipients who have lost their monthly grants due to employment by providing an additional monthly grant to the family for food for the 3 years following loss of TANF eligibility.

**PART YY**

This Part directs the development and implementation of a plan of consolidation, eliminating duplication or creating greater efficiencies in certain ministerial licensing and registration functions, food safety inspection activities and the regulation of drinking water and septic systems. This effort will involve the Department of Agriculture, Food and Rural Resources, Department of Conservation, Department

of Environmental Protection, Department of Inland Fisheries and Wildlife and Department of Marine Resources as well as the Department of Health and Human Services, Department of Professional and Financial Regulation and Executive Department, State Planning Office. The plan must be implemented by June 30, 2008 and must achieve savings of \$250,000 in the current biennium. The Part authorizes the commissioners of the affected departments to adopt rules and submit legislation to implement the plan.

This Part also requires that the Department of Agriculture, Food and Rural Resources, the Department of Conservation, the Department of Inland Fisheries and Wildlife and the Department of Marine Resources merge into not more than 2 departments and establishes a process for the merger.